LEGISLATIVE JOURNAL

OF THE

STATE OF NEBRASKA

FIFTY-SECOND SESSION

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LINCOLN, NEBRASKA

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HUGO F. SRB, Clerk.

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RADIO ANNOUNCER

John Edwards	KFOR-KFAB

MEMBERS

Dist.	Name	Post Office	Occupation	Counties
1	Charles A. Dafoe	Tecumseh	Attorney	Johnson, Pawnee, Richardson
2	Robert M. Armstrong	Auburn	Attorney	Otoe, Nemaha
3	Fred L. Carsten	Avoca	Farmer	Sarpy, Cass
4	Walter R. Johnson	Omaha	Attorney	Douglas
5	John Adams, Jr.	Omaha	Attorney	Douglas
6	William E. Worthing	Omaha	Attorney	Douglas
7	Charles F. Tvrdik	Omaha	Clerk	Douglas
8	P. J. McMahon	Omaha	Clerk	Douglas
9	Amos Thomas	Omaha	Attorney	Douglas
10	Ernest A. Adams	Omaha	Attorney-educator	Douglas
11	P. L. Cady	Fremont	Veterinarian	Dodge, Washington
12	E. M. VonSeggern	West Point	Publisher	Cuming, Burt
13	L. C. Nuernberger	Wakefield	Retired merchant	Dakota, Thurston, Dixon
14	John D. Reynolds	Niobrara	Farmer	Cedar, Knox
15	Carl H. Peterson	Norfolk	Attorney	Pierce, Madison
16	Emil E. Brodecky	Howells	Farmer-dairyman	Stanton, Wayne, Colfax
17	John B. Peterson	Ashland	Farmer	Butler, Saunders
18	Charles J. Warner	Waverly	Farmer	Lancaster
19	John H. Comstock	Lincoln	Attorney	Lancaster
20	Lester L. Dunn	Lincoln	Attorney	Lancaster
21	Henry F. Brandt	Beatrice	Farmer	Gage
22	Frank S. Wells	Fairbury	Farmer	Thayer, Jefferson
23	Alois Slepicka	Wilber	Insurance	Fillmore, Saline
24	W. H. Diers	Gresham	Merchant	York, Seward

MEMBERS—Continued

Dist.	Name	Post Office	Occupation	Counties
25	J. N. Norton	Polk	Farmer	Hamilton, Polk, Clay
26	R. C. Regan	Columbus	Retired farmer	Nance, Platte
27	O. Edwin Schultz	Elgin	Farmer	Antelope, Boone
28	Frank J. Brady	Atkinson	Coal, grain, hay	Holt, Boyd, Keya Paha, Rock
29	Tracy T. Frost	St. Paul	Farmer	Wheeler, Greeley, Valley, Howard
30	John Knickrehm	Grand Island	Grocer	Hall, Merrick
31	Leland R. Hall	Roseland	Banker	Kearney, Adams
32	Earl W. Carpenter	Guide Rock	Farmer	Franklin, Webtser, Nuckolls
33	E. M. Neubauer	Orleans	Farmer, stockman	Harlan, Furnas, Red Willow
34	Roy W. Johnson	Miller	Farmer	Buffalo, Sherman
35	W. F. Haycock	Callaway	Insurance	Custer, Loup, Garfield
36	Swan Carlson	Funk	Farmer	Dawson, Gosper, Phelps
37	Hugh B. Ashmore	Palisade	Farmer	Perkins, Chase, Hayes, Dundy, Hitchcock
38	Harry L. Pizer	North Platte	Real estate	Lincoln, Frontier
39	R. M. Howard	Sutherland	Rancher	Keith, Deuel, Garden, Arthur, Grant, Hooker, McPherson, Thomas, Logan, Blaine
40	Allen A. Strong	Gordon	Stockman	Cherry, Sheridan, Brown
41	Harry E. Gantz	Alliance	Attorney	Dawes, Box Butte, Sioux
42	L. B. Murphy	Scottsbluff	Merchant	Scotts Bluff
43	A. L. Miller	Kimball	Physician, surgeon	Banner, Kimball, Cheyenne, Morrill

APPORTIONMENT

Congressional Districts

First District consists of the counties of Cass, Otoe, Nemaha, Richardson, Pawnee, Johnson, Lancaster, Seward, Butler, Saunders and Gage.

Second District consists of the counties of Sarpy, Douglas and Washington.

Third District consists of the counties of Burt, Thurston, Dakota, Dixon, Cuming, Dodge, Colfax, Stanton, Wayne, Cedar, Knox, Pierce, Madison, Platte, Nance, Boone, Antelope, Boyd, Holt, Wheeler, Greeley and Merrick.

Fourth District consists of the counties of Hall, Adams, Webster, Franklin, Kearney, Phelps, Harlan, Gosper, Furnas, Red Willow, Frontier, Hitchcock, Hayes, Perkins, Chase, Dundy, Nuckolls, Saline, Jefferson, Polk, York, Fillmore, Thayer, Hamilton and Clay.

Fifth District consists of the counties of Sioux, Scotts Bluff, Banner, Kimball, Dawes, Box Butte, Cheyenne, Sheridan, Deuel, Cherry, Grant, Arthur, Keith, Lincoln, McPherson, Hooker, Thomas, Logan, Dawson, Custer, Blaine, Brown, Keya Paha, Rock, Loup, Garfield, Valley, Sherman, Buffalo, Howard, Garden and Morrill.

APPORTIONMENT

Legislative Districts

District No. 1. The counties of Johnson, Pawnee, Richardson.

District No. 2. The counties of Otoe and Nemaha.

District No. 3. The counties of Sarpy and Cass.

District No. 4. Includes the following territory in the county of Douglas and the city of Omaha: All north of Bedford Avenue to Evans St. between 43rd, and 48th St.; all north of Evans St. between 44th St. and 48th St.; all north of Paxton St. between 44th St. and Florence Blvd.; all north of Ames Ave. between Florence Blvd. and the eastern corporate limits.

District No. 5. Includes the following territory in the county of Douglas and the city of Omaha: All north from Blondo Street to Lake between 49th and 50th Streets; north from Charles to Lake between 48th and 49th Streets; north from Charles to Bedford Ave. between 43rd and 48th Streets; north from Charles to Evans between 36th and 43rd Sts.; north from Evans to Paxton between 36th and 44th Streets; north from Cuming to Paxton St. between 30th and 36th Streets; north from Indiana to Paxton between 24th and 30th Streets; north from Nicholas to Paxton between 24th St. and Florence Blvd.; north from Nicholas to Ames between 16th St. and Florence Blvd.; north of Charles to Ames between 16th St. and the eastern corporate limits; and east Omaha.

District No. 6. Includes the following territory in the county of Douglas and the city of Omaha: All north of Pacific to Leavenworth, between Park Ave. and 30th St.; north from Pacific to Farnam between 20th St. and Park Ave.; north from Farnam to Indiana, between 24th and 40th Streets; north from Pacific to Nicholas, between 20th and 24th Streets; north from Pierce to Nicholas, between 16th and 20th Streets; north from Hickory to Charles between 10th and 16th Streets; north from Pine to Charles, between 10th Street and the eastern corporate limits.

District No. 7. Includes the following territory in the county of Douglas and the city of Omaha: All north from Hickory St. to Woolworth Ave., between 29th St. and Park Ave.; north from Hickory to Poppleton Ave., between 28th and 29th Streets; north from Hickory to Pacific, between 25th Ave. and 28th St.; north from Center to Pacific, between 24th St. and 25th Ave.; north from Center to Pacific, between 20th and 24th Streets; north from Center to Pierce, between 16th and 20th Streets; north from Center to Hickory, between 10th and

16th Streets; north from Center to Pine, between 10th Street and the eastern corporate limits; north from G to Center, between the Burlington RR east to the corporate limits; north from H to G, between the Burlington RR and 27th Street; all south of G to the corporate limits, between 24th St. and its extension to the Burlington on U St., east to the corporate limits.

District No. 8. Includes the following territory in the county of Douglas and the city of Omaha: North from Woolworth Ave. to Pacific St., between 63rd and 66th Streets; north from Center to Pacific, between 60th and 63rd Sts.; north from Spring to Pacific, between 52nd and 60th Streets; north from F to Pacific, between 46th Ave. and 52nd St.; north from F to Pacific, between 42nd St. to 46th Ave.; north from F to Center, between 42nd St. and the Burlington RR; north from Center to Leavenworth, between 30th and 42nd Streets; north from Poppleton Ave., to Pacific St., between 28th and 30th Streets; north from Woolworth to Poppleton, between 29th and 30th Streets; north from Hickory to Woolworth, between Park Ave. and 30th St.; north from Center to Hickory, between 25th Ave. and 30th St.; north from H to F, between 42nd St. and the Burlington RR; north from H to G, between 24th and 27th Sts.; north from Madison to H, between 42nd and 24th and its extension to the RR; north from Harrison to Madison, between 45th St., and The Burlington RR.

District No. 9. Includes the following territory in the county of Douglas and the city of Omaha: North from Pacific to Howard, between the western corporate limits and 60th St.; north from Pacific to Dodge, between 56th and 60th Streets; north from Pacific to Charles, between the western corporate limits and 56th Ave.; north from Leavenworth to Charles, between 46th Ave. and 36th Street; north from Leavenworth to Cuming, between 30th and 36th Streets; north from Leavenworth to Farnam, between 30th and Park Ave.

District No. 10. Includes the following territory in the county of Douglas and the city of Omaha: North from Charles to Blondo, between western corporate limits and 49th St.; north from Blondo to Lake, between 66th St. and 50th Streets; all north of Lake between 72nd St. and 48th St.; and all of the rural precincts.

District No. 11. Includes Dodge and Washington.

District No. 12. Includes Cuming and Burt.

District No. 13. Includes Dakota, Thurston and Dixon.

District No. 14. Includes Cedar and Knox.

District No. 15. Includes Pierce and Madison.

District No. 16. Includes Stanton, Wayne and Colfax.

District No. 17. Includes Butler and Saunders.

District No. 18. Includes the following territory in the county of Lancaster and the city of Lincoln: All north of Potter between 22nd and 29th; all north of Vine between 29th and 58th; all north of R between 58th and 63rd; all east of 63rd within the corporate limits of the city of Lincoln; all of the county precincts of Lancaster county except Garfield.

District No. 19. Includes the following territory in the county of Lancaster and the city of Lincoln: Territory west of 29th between Potter and Vine to 22nd; west of 28th between Vine and O to 22nd; west of 27th between O and Randolph to 22nd; west of 22nd and north of Randolph and extension thereof on G to 14th, and west of 17th, between G and D to 14th, all west of 14th, and north of A to corporate limits, and Garfield precinct of Lancaster county.

District No. 20. Includes the following territory in the county of Lancaster and the city of Lincoln: All west of 14th, and south of A to corporate limits, all south of D between 14th and 17th, all south of G and its extension on Randolph between 17th and 22nd, all south of Randolph between 22nd and 27th, all south of Vine between 28th and 33rd to O, all east of 33rd between Vine and O, all east of 27th between O and Randolph, all south of Randolph and east of 27th to corporate limits.

District No. 21. The county of Gage.

District No. 22. The counties of Thayer and Jefferson.

District No. 23. The counties of Fillmore and Saline.

District No. 24. The counties of York and Seward.

District No. 25. The counties of Hamilton, Polk and Clay.

District No. 26. The counties of Nance and Platte.

District No. 27. The counties of Antelope and Boone.

District No. 28. The counties of Holt, Boyd, Keya Paha and Rock

District No. 29. The counties of Wheeler, Greeley, Valley and Howard.

District No. 30. The counties of Hall and Merrick.

District No. 31. The counties of Kearney and Adams.

District No. 32. The counties of Franklin, Webster and Nuckolls.

District No. 33. The counties of Harlan, Furnas and Red Willow.

District No. 34. The counties of Buffalo and Sherman.

District No. 35. The counties of Custer, Loup and Garfield.

District No. 36. The counties of Dawson, Gosper and Phelps.

District No. 37. The counties of Perkins, Chase, Hayes, Dundy and Hitchcock.

District No. 38. The counties of Lincoln and Frontier.

District No. 39. The counties of Keith, Deuel, Garden, Arthur, Grant, Hooker, McPherson, Thomas, Logan and Blaine.

District No. 40. The counties of Cherry, Sheridan and Brown.

District No. 41. The counties of Dawes, Box Butte and Sioux.

District No. 42. The county of Scotts Bluff.

District No. 43. The counties of Banner, Kimball, Cheyenne and Morrill.

APPORTIONMENT

Judicial Districts

District No. 1 shall consist of the counties of Johnson, Pawnee, Nemaha and Richardson.

District No. 2 shall consist of the counties of Sarpy, Cass and Otoe.

District No. 3 shall consist of the county of Lancaster.

District No. 4 shall consist of the counties of Burt, Washington and Douglas.

District No. 5 shall consist of the counties of Hamilton, Polk, York, Butler, Seward and Saunders.

District No. 6 shall consist of the counties of Boone, Nance, Merrick, Platte, Colfax and Dodge.

District No. 7 shall consist of the counties of Fillmore, Saline, Thayer and Nuckolls.

District No. 8 shall consist of the counties of Thurston, Dakota, Dixon and Cedar.

District No. 9 shall consist of the counties of Knox, Antelope, Cuming, Pierce, Madison, Stanton and Wayne.

District No. 10 shall consist of the counties of Phelps, Kearney, Adams, Harlan, Franklin, Webster and Clay.

District No. 11 shall consist of the counties of Hall, Howard, Greeley, Valley, Wheeler, Garfield, Loup, Grant, Hooker Thomas and Blaine.

District No. 12 shall consist of the counties of Custer, Sherman, Logan and Buffalo.

District No. 13 shall consist of the counties of McPherson, Lincoln, Deuel, Cheyenne, Kimball, Dawson, Keith, Banner and Arthur.

District No. 14 shall consist of the counties of Chase, Hayes, Frontier, Gosper, Furnas, Red Willow, Hitchcock, Perkins and Dundy.

District No. 15 shall consist of the counties of Brown, Keya Paha, Boyd, Rock and Holt.

District No. 16 shall consist of the counties of Cherry, Sheridan, Dawes, Box Butte and Sioux.

District No. 17 shall consist of the counties of Garden, Morrill and Scotts Bluff.

District No. 18 shall consist of the counties of Jefferson and Gage.

Provided, in the fourth district there shall be nine judges of the district court; in the third district there shall be four judges of the district court; in the fifth, sixth, ninth, tenth and eleventh districts there shall be two judges of the district court in each of said districts; in the thirteenth district there shall be two judges of the district court; in all other districts there shall be one judge of the district court in each of such other districts.

LEGISLATIVE SESSIONS SINCE THE LEGISLATURE ORGANIZED

First session. Held at Omaha, the State Capital, on July 4, A.D., 1866. Adjourned July 11, 1866. Session eight days. Convened in compliance with adoption of the Constitution. Membership consisted of thirteen senators and thirty-nine representatives elected from the territorial districts.

Second session. (Special) Held at Omaha, the State Capital, February 20, 1867, and adjourned February 21, 1867. Session two days. Session was called to consider certain conditions made by act of Congress for the admission of Nebraska into the Union.

Third session. (Special) Held at Omaha, the State Capital, May 16, 1867, and adjourned June 24, 1867. Session forty days. Session called by the Governor to carry out provisions of the new Constitution.

Fourth session. (Special) Held at Omaha, the State Capital, October 27, 1868. Adjourned October 28, 1868. Session two days. Called to provide for the election of Presidential and Vice-presidential electors.

Fifth session. (Special) Held at Lincoln, the State Capital, January 7, 1869. Adjourned February 15, 1869. Session forty days.

Sixth session. (Special) Held at Lincoln, where the State Capital was permanently located. Convened February 17, 1870. Adjourned March 4, 1870. Session sixteen days. Called to ratify the proposed Fifteenth Amendment to the Constitution of the United States, and special business.

Seventh session. (Special) Convened March 4, 1870. Adjourned March 4, 1870. Session one day.

Eighth session. Convened January 5, 1871. Adjourned on the 29th of March to the 30th of May for the purpose of sitting as a court to try impeachment proceedings against Governor Butler. On June 7, 1871, adjourned a second time until January 9, 1872, for the purpose of trying impeachment proceedings against Auditor John Gillespie. Adjourned January 26, 1872. Session 110 days.

Session	Convened	Adjourned
Ninth	Jan. 9, 1873	Mar. 4, 1873
Tenth (Special)	Mar. 27, 1873	Mar. 29, 1873
Eleventh	Jan. 7, 1875	Feb. 25, 1875
Twelfth (Special)	Dec. 5, 1876	Dec. 5, 1876
Thirteenth (Special)	Dec. 5, 1876	Dec. 5, 1876
Fourteenth	Jan. 2, 1877	Feb. 15, 1877
Fifteenth	Jan. 7, 1879	Feb. 25, 1879

Sixteenth	Jan. 4, 1881	Feb. 26, 1881
Seventeenth (Special)	May 10, 1882	May 24, 1882
Eighteenth	Jan. 2, 1883	Feb. 26, 1883
Nineteenth	Jan. 6, 1885	Mar. 5, 1885
Twentieth	Jan. 4, 1887	Mar. 31, 1887
Twenty-first	Jan. 1, 1889	Mar. 30, 1889
Twenty-second	Jan. 6, 1891	Apr. 4, 1891
Twenty-third	Jan. 3, 1893	Apr. 8, 1893
Twenty-fourth	Jan. 1, 1895	Apr. 5, 1895
Twenty-fifth	Jan. 5, 1897	Apr. 9, 1897
Twenty-sixth	Jan. 3, 1899	Mar. 31, 1899
Twenty-seventh	Jan. 1, 1901	Mar. 28, 1901
Twenty-eighth	Jan. 6, 1903	Apr. 8, 1903
Twenty-ninth	Jan. 3, 1905	Mar. 30, 1905
Thirtieth	Jan. 1, 1907	Apr. 4, 1907
Thirty-first	Jan. 5, 1909	Apr. 1, 1909
Thirty-second	Jan. 3, 1911	Apr. 6, 1911
Thirty-third	Jan. 7, 1913	Apr. 16, 1913
Thirty-fourth	Jan. 5, 1915	Apr. 8, 1915
Thirty-fifth	Jan. 2, 1917	Apr. 24, 1917
Thirty-sixth (Special)	Mar. 26, 1918	Apr. 8, 1918
Thirty-seventh	Jan. 7, 1919	Apr. 17, 1919
Thirty-eighth (Special)	July 29, 1919	Aug. 2, 1919
Thirty-ninth (Special)	Oct. 14, 1919	Oct. 18, 1919
Fortieth	Jan. 4, 1921	Apr. 28, 1921
Forty-first (Special)	Jan. 24, 1922	Feb. 2, 1922
Forty-second	Jan. 2, 1923	May 2, 1923
Forty-third	Jan. 6, 1925	Apr. 1, 1925
Forty-fourth	Jan. 4, 1927	Apr. 23, 1927
Forty-fifth	Jan. 1, 1929	Apr. 24, 1929
Forty-sixth (Special)	Mar. 4, 1930	Mar. 15, 1930
Forty-seventh	Jan. 6, 1931	May 2, 1931
Forty-eighth (Special)	June 9, 1931	June 20, 1931
Forty-ninth	Jan. 3, 1933	May 9, 1933
Fiftieth	Jan. 1, 1935	May 25, 1935
Fifty-first (Special)	Oct. 28, 1935	Nov. 25, 1935
Fifty-second	Jan. 5, 1937	May 15, 1937

RULES OF LEGISLATURE

RULE I

Duties of the President

1. The Lieutenant Governor shall preside as President of the Legislature, and the Speaker, as President pro tempore shall preside when the Lieutenant Governor shall be absent, incapacitated, or shall act as Governor. All references herein made to the President shall be construed as meaning the Speaker whenever he may preside in the absence of the Lieutenant Governor.

2. The President shall take the chair each legislative day at the hour to which the Legislature shall have adjourned at the last sitting. He shall call the Legislature to order, and a quorum being present, shall proceed to business in the manner and order prescribed by these rules. A majoirty of the members elected to the Legislature shall constitute a quorum.

3. If the President finds that a number less than a quorum is present, he shall so state, and a majority of the members present, if five in number, may compel the presence of all members subject to a call of the Legislature.

4. He shall preserve order and decorum, and in case of disturbance or disorderly conduct in the galleries, or in the lobby, may cause the same to be cleared.

5. He shall sign, in the presence of the Legislature while the same is in session and capable of transacting business, all bills and resolutions passed by the Legislature. All writs, warrants and subpoenas issued by the order of the Legislature shall be under his hand and seal, attested by the Clerk.

6. He shall rise to put a question, but he may state it sitting.

7. He may speak to a point of order in preference to members, rising from his seat for that purpose, and shall decide the questions of order, subject to an appeal to the Legislature by any member, on which appeal no member may speak more than once, unless by leave of the Legislature.

8. The President shall have the right to name any member to perform the duties of the Chair, but such substitution shall not extend beyond the adjournment.

9. The Lieutenant Governor when presiding over the Legislature shall vote only when the Legislature is equally divided.

10. In the absence of both the Lieutenant Governor and the Speaker the chairman of the Judiciary Committee shall preside, and shall exercise all the powers herein conferred on the President, except the authority to sign bills or resolutions that may be passed by the Legislature.

RULE II

Officers Elected and Their Duties

1. At the commencement of its first session the Legislature shall nominate by informal ballot and shall elect by ballot the following officers:

Speaker.
Clerk of the Legislature.
Assistant Clerk.
Sergeant-at-arms.
Doorkeeper—Assistant Sergeant-at-arms.
Postmaster.
Chaplain.

2. The vote of a majority of the elected members shall be required for the election of each such officer.

3. In general the duties of the officers of the Legislature shall be those usual to such offices.

4. The Clerk of the Legislature shall keep a brief but accurate daily journal of the proceedings of the Legislature. He shall enter in the daily journal messages of the Governor in full; titles of bills; every vote, including the ayes and nays, and a brief statement of the contents of each resolution, petition, and memorial or other paper presented for the consideration of the Legislature.

5. The Assistant Clerk, in the absence of the Clerk, shall be authorized to exercise all of the duties herein prescribed for the Clerk of the Legislature, including the signing of those papers which may require the signature of the Clerk of the Legislature.

6. The Sergeant-at-arms shall attend the Legislature during its sittings, to execute the commands of the Legislature from time to time, together with all such processes issued by authority thereof as shall be directed to him by the presiding officer.

7. The Doorkeeper or Assitsant Sergeant-at-arms shall enforce strictly the rules as they relate to the privileges of the legislative chamber.

8. The Postmaster shall superintend the post office kept in the capitol for the accommodation of the members, and shall be responsible for the prompt and safe delivery of their mail.

9. The Chaplain shall attend and shall open with prayer each day's sitting of the Legislature.

10. Each permanent officer shall take an oath to support the constitution of the United States, and the constitution of the state of Nebraska, and to faithfully discharge the duties of his office according to the best of his ability.

11. Any officer of the Legislature may be recalled upon a two-thirds majority vote of the members elected to the Legislature, and the vacancy thus created shall be filled by a majority vote of the members.

RULE III

Employees, Their Selection and Duties

1. The Committee on Legislative Administration to be elected by the Legislature upon the recommendation of the Committee on Committees, and to consist of one member from each congressional district, shall have authority to select and employ suitable persons for all of the positions which may be determined upon as necessary by the Legislature.

2. The Committee on Legislative Administration shall have complete supervision of all employees, including the right to discharge any one or more of them. All employees shall be selected without reference to party affiliation, and shall be chosen upon the basis of merit.

3. The Committee on Legislative Administration shall print no paper or document, except bills and the daily journal, unless authorized by a majority vote of the Legislature.

4. The committee shall make a detailed and itemized report to the Legislature each month, concerning the number of employees, and the amount paid for their services, especially setting out the amount of regular time and overtime and to whom paid.

5. The Committee on Legislative Administration shall have general charge, except as may be provided by law or by rule, of such parts of the capitol and its passages as are or may be set apart for the use of the Legislature and its officers and employees.

RULE IV

Members

1. Every member shall be present within the legislative chamber during the sittings of the Legislature and shall attend the regular meetings of the standing committees of which he is a member, unless excused or necessarily prevented.

2. The presence of any member may be compelled, if necessary, by sending the Sergeant-at-arms, or such other person or persons, as the membership present may authorize, at the expense of such absent member, unless such excuse for non-attendance is made, as the Legislature may judge sufficient; and in that case the expense shall be paid out of the contingent fund.

3. Upon the completion of the roll call on the final passage of a bill any member may explain the absence of any other member, if requested in writing to do so, may state at his request how he would have voted if present, and such statement, if submitted to the Clerk in writing, and containing not more than thirty words, shall be entered in the daily journal.

4. If during consideration of bills on either the general file or the select file the introducer of a bill requests the Legislature to pass over said bill, it shall be placed at the bottom of the file, except by unanimous consent. Provided, if some member other than the introducer makes the request the bill shall retain its place on the file.

5. No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense.

RULE V

Decorum and Debate

1. When any member desires to speak in debate or to deliver any matter to the Legislature, he shall rise from his seat and respectfully address himself to "Mr. President", and when recognized shall confine himself to the question and shall avoid personalities.

2. No member shall speak more than twice upon any one question in debate during the same legislative day without leave of the Legislature, except in explanation, unless he be the mover, proposer or introducer of the matter pending, in which case he shall be permitted to speak in reply, but not until every other member choosing to speak shall have spoken.

3. No member shall speak to another, except when he may yield to a question, or otherwise interrupt the business of the Legislature. No member shall use profane or abusive language when speaking to or about another member.

4. If any member in speaking or otherwise transgress the rules of the Legislature, the presiding officer shall, or any member may, call him to order, in which case he shall immediately sit down, unless permitted on motion of another member to explain, and the Legislature shall, if appealed to, decide on the case without debate; if the decision is in favor of the member called to order, he shall be at liberty to proceed, but not otherwise; and if the case requires it, he shall be liable to censure or such punishment as the Legislature may deem proper.

5. If a member is called to order for words spoken in debate, the member calling him to order shall indicate the words excepted to, and they shall be taken down in writing at the Clerk's desk and read aloud to the Legislature; but he shall not be held to answer, nor be subject to the censure of the Legislature therefor, if further debate or other business has intervened.

6. A member shall be permitted to explain his vote upon any question, but such explanation of his vote on roll call shall be limited to fifty words, and shall not be entered in the daily journal unless the same be submitted to the Clerk in writing.

RULE VI

Committee on Committees

1. At the commencement of its first session the Legislature shall elect a Committee on Committees to consist of eleven members, one at large who shall be chairman, and two from each congressional district to be nominated by the members residing therein.

2. The Committee on Committees shall recommend to the Legislature for its approval and adoption the following standing committees, each with the number of members as hereinafter set forth. A majority of all of the members of the Committee on Committees shall be required to decide assignments.

Agriculture (including conservation, fish and game, live stock and grazing)	11 members
Appropriations (formerly referred to as the committee on finance, ways and means, and including state institutions)	11 members

Banking and insurance	7 members
Claims and Deficiencies	5 members
Commerce and Communications (including railroads and all common carriers, telegraph, telephone, electric and manufacturing companies)	9 members
Drainage, Irrigation and Water Power	7 members
Education (including university and normal schools, public schools and libraries and school lands and funds)	9 members
Enrollment and Review (including arrangement, phraseology and correlation)	5 members
Government (including state, county and municipal governments; elections and apportionment)	9 members
Judiciary	9 members
Labor and Public Welfare (including social security and child labor)	9 members
Legislative Administration (including employees, printing, audit and accounts)	5 members
Public Health and Miscellaneous Subjects	7 members
Public Highways and Bridges	7 members
Revenue (including revenue and taxation, salaries, licenses and fees)	9 members
Rules (including procedure and order of business)	5 members

3. The Committee on Committees shall select, aside from the standing committees of the Legislature, all other committees, except where otherwise ordered by the Legislature.

4. The Committee on Committees shall arrange and publish a schedule of regular standing committee meetings in such manner as to avoid, as far as possible, conflicts in the assignment of members to such committees, and shall cause a copy of such schedule to be posted in some conspicuous place in the capitol near the legislative chamber.

RULE VII

Standing Committees

1. Standing committees shall consider and report without un-

necessary delay all bills and resolutions referred to them.

2. The chairman of each standing committee shall be chosen from among its members by the majority of the members assigned to that committee.

3. Each standing committee shall elect from its membership a vice-chairman to serve in the absence of the chairman.

4. Before taking final action on a bill or resolution, a committee shall hold a public hearing thereon and shall give at least five (calendar) days' notice by publication in the legislative journal of the date and time of said hearing.

5. The Legislature may, by a vote of a majority of the elected members, request a report from any standing committee at any time after said committee shall have been in possession of a bill or resolution for at least ten legislative days.

6. Each standing committee shall, when reporting a bill, submit therewith a brief statement of the main purpose of the bill. Said statement shall give the committee's reason for so reporting and the minority view, if such there be, shall also be given; copies of such statement shall be furnished to the members.

7. Standing committees shall be authorized to combine and to correlate the provisions of different bills referred to them and related to the same subject; provided that where the changes made are such as to constitute a substitute bill the committee shall cause the same to be so introduced and printed.

8. When a standing committee introduces a bill as provided in the preceding section, and if the required committee hearings have been held thereon, the bill, after its second reading, shall be placed upon the general file.

9. Each standing committee shall keep a record of the proceedings in committee meetings. Any two members of the committee may demand a roll call upon the reporting of any bill, or upon amendments thereto, and the vote so taken shall be made a part of the committee report, and shall be entered in the daily journal.

10. Standing committees shall take final action in reporting bills at regularly scheduled committee meetings only.

11. In reporting bills to the Legislature, whether with or without amendments, a standing committee shall recommend (a) that the bill reported be placed on the general file for the consideration of the Legislature, or (b) that the bill reported be indefinitely postponed.

12. If the standing committee report on a bill be to indefinitely postpone, the bill shall stand indefinitely postponed, subject to reconsideration in the manner provided by the rules of the Legislature.

13. The time of the meetings of standing committees shall be at 2 P. M., unless otherwise ordered by the Legislature.

14. The Committee on Enrollment and Review shall be a privileged committee, and shall be in order at any time in reporting bills which have been engrossed for third reading and final passage.

RULE VIII

Order of Business

1. The order of business of the Legislature shall be as follows:

a. Prayer by the Chaplain.
b. Roll call.
c. Call for correction of the journal.
d. Petitions and memorials.
e. Notice of committee hearings.
f. Report of standing committees.
g. Report of select committees.
h. Resolutions.
i. Introduction of bills.
j. Bills on first reading by title.
k. Bills on second reading by title.
l. Bills on third reading.
m. Special order of the day.
n. Consideration of bills on select file.
o. Consideration of bills on general file.
p. Unfinished business, including messages on the President's desk.
q. Miscellaneous business.

2. The unfinished business in which the Legislature was engaged at the adjournment of the last preceding sitting shall have the preference in the special order of the day.

3. The hour of meeting of the Legislature shall be at 9:00 A. M. of each legislative day; hour of adjournment shall not be later than 1:00 P. M., unless otherwise ordered by the Legislature.

4. Each day except Saturday and Sunday shall be considered a legislative day, unless otherwise specifically ordered by the Legislature.

RULE IX

Daily Journal

1. A daily journal of the proceedings of the Legislature, as prepared by the Clerk, shall be printed and placed each day upon the desks of the members; and the presiding officer shall call in the regular order for corrections thereof. After corrections, if any, are made, the journal shall stand approved without motion.

2. The bound jounal of the session shall be printed from the corrected daily journal.

3. Additional copies of the daily journal, to be mailed out at his direction, shall be supplied for the use of each member, in such manner as shall be provided by the Legislature.

4. In addition to the title, only such parts of a bill as shall be affected by proposed amendments shall be entered in the daily journal.

RULE X

Manner and Record of Voting

1. All votes shall be taken viva voce. Questions shall be distinctly put in this form, to-wit: "Those who are in favor of the question say 'aye'; those who are opposed to the question say 'no'."

2. If a division is called for or if the presiding officer is in doubt, he shall cause the result to be obtained by means of the "electric roll call system".

3. Any member may call for the ayes and nays upon any question, and upon the declaration of the ayes and nays by the members, the record thereof shall be made and taken upon the "electric roll call system", unless the Legislature by a majority vote decides that a roll call shall be taken.

4. In taking the ayes and nays, and upon the call of the Legislature, the members shall register their vote upon the "electric roll call system". When the ayes and nays are taken upon any question in the manner heretofore indicated, no member shall be permitted to vote after the decision is announced from the chair.

5. In all instances where the vote necessary to adopt a motion or other proposition is other than that of a majority voting upon the question, the presiding officer shall, unless the Legislature by unanimous vote decides otherwise, cause the result thereof to be obtained by means of the "electric roll call system".

6. Any member may demand the verification of the vote on roll call. Provided that on the final passage of bills the verification shall always be made.

7. A call of the Legislature must be seconded by at least five members. Thereupon, and upon call of the presiding officer, each member present shall indicate his presence upon the "electric roll call system". The Clerk shall note the names of the absentees. A majority of the members present, if five in number, may compel the presence of all members subject to a call of the Legislature. The proceedings under the call may be suspended at any time by a majority vote of the members present, and when so suspended shall not again be ordered on the proposition pending except by a majority vote of the members present and voting thereon.

8. Any member may call for a division of a question, which shall be divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Legislature. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out being lost, shall not preclude an amendment or a motion to strike out or insert.

RULE XI

Motions and Their Precedence

1. When a motion has been made and seconded, the presiding officer shall state it, or being in writing, shall cause it to be read aloud by the Clerk before being debated.

2. Every motion shall be reduced to writing, if the presiding officer or any member desires it.

3. After a motion has been stated by the presiding officer, or read by the Clerk, it shall be deemed in possession of the Legislature, but may be withdrawn or modified by the mover at any time before a decision, amendment, or ordering of the yeas and nays, except a motion to reconsider which shall not be withdrawn without leave.

4. When a question is under debate no motion shall be received but (a) to adjourn; (b) to lay on the table; (c) for the previous question; (d) to postpone to a certain time; (e) to commit or amend; (f.) to postpone indefinitely; except that motions to indefinitely postpone and amend do not yield to each other; which several motions shall have precedence in the order in which they are arranged; and no motion to postpone to a certain time, to commit or to postpone indefinitely, being decided, shall again be allowed on the same day at the same stage of the bill or proposition.

5. A motion to strike out the enacting clause of a bill shall have precedence over a motion to amend, and if carried, is equivalent to rejection of the bill..

6. A motion to adjourn, or a motion to fix the day to which the Legislature shall adjourn shall always be in order, except:

a. While a member is speaking.
b. When a motion to adjourn has just been defeated.
c. When a motion to fix the day to which the Legislature shall adjourn has just been defeated.
d. After the third reading of a bill and during roll call thereon.

7. Pending a motion to suspend the rules, the presiding officer may entertain one motion to adjourn, but after the result thereon is announced he shall entertain no other motion until the vote has been taken on suspension.

8. The hour at which the Legislature adjourns shall be entered in the daily journal.

RULE XII

Bills—General Provisions

1. When the introduction of bills is called for any member or standing committee may introduce one or more bills.

2. Members shall introduce such bills only as they are willing to personally endorse and support.

3. Bills shall be given preference on the general file in the order in which they shall be reported from the standing committees, and no change shall be made in such order, except by a majority vote of the elected members.

4. In the consideration of bills on general or select file, amendments offered, but not adopted, shall not be entered in the journal except where a record vote is demanded.

5. Every bill shall receive three readings previous to its passage, by title when first introduced, likewise by title upon a legislative day subsequent to its introduction, and the bill and all amendments thereto shall be read at large before the vote is taken upon its final passage.

6. After the second reading of a bill a printed copy thereof shall be provided for the use of each member of the Legislature.

7. An amendatory bill shall be so prepared and printed as to

show the new matter proposed, old matter to be retained, and old matter to be omitted from the statutes.

8. All bills before being advanced to third reading and final passage shall be engrossed by typewriter, and if amended, shall be reprinted in the manner prescribed in the preceding section, and copies thereof shall be supplied for the use of the members.

9. Upon the final passage of a bill, or of a resolution if the same require the same consideration as a bill, the vote shall be by yea and nay, and this rule shall not be suspended.

10. The question after the third reading of a bill shall be: "All provisions of law relative to procedure having been complied with, the question is 'shall the bill pass?' " If the emergency clause is contained in the bill, the words "with the emergency clause attached" shall be added to the question.

11. When a bill containing the emergency clause does not receive the required two-thirds constitutional majority on third reading, then the emergency clause shall be considered stricken and the bill without the emergency clause shall be pending on its third reading.

12. Upon the day of receipt of a message from the Governor announcing his veto of a bill, or on either of the next five legislative days, any member may move that the bill so vetoed be taken up for passage. Whereupon, the question shall be "shall the bill pass, notwithstanding the objection of the Governor?"

13. The general appropriation bills, necessary for the support of the state government for the biennium, shall take precedence over all other bills on the general file.

14. It shall require a vote of a majority of the members elected to expend money by the Legislature or to change the compensation of any officer or employee.

15. No bill shall contain more than one subject, and the same shall be clearly expressed in the title. And no law shall be amended unless the new act contains the section or sections, as amended and the section or sections so amended shall be repealed.

16. No bills shall be introduced after the twentieth legislative day, except upon the recommendation of the Governor, or in the manner defined in Sections 7 and 8, of Rule VII.

17. A bill shall be referred to as Legislative Bill No. ....

RULE XIII

Bills—Stages in Consideration

1. Introduction and first reading.

2. Second reading and reference to standing or select committee.

3. Consideration by standing or select committee, together with desired committee hearings.

4. Report by standing or select committee, and reference to the general file.

5. Consideration and general debate by the Legislature, wherein each section shall be open to amendment as read, and the amendments, if any, recommended by the standing committee shall first be considered for adoption or rejection, after which other amendments may be offered.

6. Reference to the Committee on Enrollment and Review for recommendations relative to arrangement, phraseology and correlation, unless indefinitely postponed or recommitted to a standing committee.

7. Report by the Committee on Enrollment and Review and reference to the select file.

8. Consideration a second time by the Legislature, in review, wherein any of the following motions shall be in order:

a. A motion to approve or reject any or all of the changes recommended by the Committee on Enrollment and Review.

b. A motion to agree to any specific amendment clearly intended to correct an error.

c. A motion to adopt a unanimous consent amendment, to which no objection shall be offered.

d. A motion to recommit to the proper standing committee.

e. A motion to recommit to the general file for one or more specific amendments.

f. A motion to indefinitely postpone.

g. Provided, no bill shall be considered on select file until three legislative days after its reference from the general file to the Committee on Enrollment and Review.

9. Re-reference to the Committee on Enrollment and Review for engrossment, unless recommitted to a standing committee or indefinitely postponed.

10. Report by the Committee on Enrollment and Review and reference to the third reading file, or to select file for specific amendment.

11. Consideration on third reading and final passage; provided that at any time before the roll call shall have begun on the third reading of the bill it shall be in order to move:

a. To recommit the bill to the Committee on Enrollment and Review to correct an error, and for re-engrossment.

b. To recommit the bill to the proper standing committee, with or without instructions.

c. To recommit to select file for specific amendment.

12. No bill shall be placed upon third reading and final passage until—

a. Five legislative days after the initial reference to the Committee on Enrollment and Review.

b. Two legislative days after its reference to third reading file.

c. Printed copies of the bill in its final form, as amended shall have been available to members and on their desks for at least one legislative day.

RULE XIV

Amendments

1. When a motion or other proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order, and it shall also be in order to offer a further amendment by way of substitute, to which one amendment may be offered, but which shall not be voted on until the original matter is perfected, but either may be withdrawn before amendment or decision is had thereon.

2. Amendments to the title shall not be in order during the consideration of a bill or resolution on general or select file until the bill or resolution shall have been considered in full.

3. When an amendment proposed to any pending measure is laid on the table, it shall not carry with it, or prejudice such measure.

4. When the Legislature is considering bills on either general or select file, after giving consideration to standing committee amendments, it shall give preference to such amendments as may have been on file with the Clerk, with copies on the members' desks for one legislative day in advance.

5. No motion or proposition, or subject different from that under consideration shall be admitted under color of amendment.

6. No bill or resolution shall at any time be amended by annexing thereto, incorporating therewith, or substituting therefor, any other bill or resolution before the Legislature.

RULE XV

Resolutions

1. Resolutions which propose amendments to the state constitution; propose the ratification of amendments to the federal constitution; provide for the grant of money out of the contingent or any other fund, or require the approval of the Governor shall be considered in the same manner as that adopted for the consideration of bills.

2. All other resolutions, except by the unanimous consent of the members present and voting, shall lie over for consideration until the next legislative day.

3. When called up for consideration on the second legislative day after its introduction, any such resolution shall be referred to the proper standing committee, if as many as five members object to its immediate consideration at that time.

4. A resolution shall be referred to as Legislative Resolution No. ....

RULE XVI

Petitions and Memorials

1. Every petition, or memorial, or other paper shall be referred to the proper committee without putting a question for that purpose, unless the reference be objected to by any member at the time such petition, memorial, or other paper is presented, in which case the Legislature shall decide the question of reference without debate.

2. Before any petition or memorial addressed to the Legislature is received and read at the table, whether the same be presented by

the presiding officer or a member, a brief statement of the contents of the petition or memorial may be verbally made by the introducer.

RULE XVII

The Previous Question

1. The previous question shall be in this form: "Shall the debate now close?"

2. It shall be admitted when demanded by five or more members and must be sustained by the vote of a majority of the elected members, and until decided shall, except as provided in Section 5 of this rule, preclude further debate and all amendments and motions, except one motion to adjourn and one motion to lay on the table.

3. On a previous question there shall be no debate, all incidental questions of order, arising after a motion is made for a previous question, and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

4. A call of the Legislature shall not be in order after the previous question is ordered, unless it shall appear upon an actual count by the presiding officer that a quorum is not present.

5. When the previous question shall have been ordered on a proposition under debate, the mover, proponent or introducer of such proposition shall be given the right to close the debate thereon.

RULE XVIII

Reconsideration

1. When a motion has once been made and carried in the affirmative or negative, it shall be in order for any member voting with the prevailing side or not voting to move a reconsideration thereof on the same day or on either of the next two legislative days; and if the Legislature shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no further motion to reconsider shall be in order unless by unanimous consent.

2. Every motion to reconsider shall take precedence of all other questions except a motion to adjourn.

3. For its adoption a motion to reconsider shall require the vote of a majority of the elected members, except where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a third reading, then a three-fifths vote shall be required for adoption.

RULE XIX

Special Order and Adjournment

1. When a bill shall have been made a special order for a definite time and an adjournment shall intervene for a time beyond the time fixed for such special order, then in that event the bill so made a special order shall be placed in its order on the general file.

RULE XX

Questions and References

1. Any member may object to the reference of any bill or other proposition, and correction in case of error in reference may be made by the Legislature on any legislative day immediately following corrections of the daily journal, by unanimous consent, or by the vote of a majority of the elected members.

2. When motions are made for reference of the same subject to a select committee and to a standing committee, the question on reference to the standing committee shall be put first.

RULE XXI

Communications from the Governor

1. Messages from the Governor may be received at any stage of the proceedings, except when a question is being put, the yeas and nays are being called for, the ballots are being counted, or a question of order or a motion to adjourn is pending.

2. When nominations are made to the Legislature by the Governor, a future day shall be assigned for the consideration thereof, unless the Legislature otherwise directs by unanimous vote.

RULE XXII

Questions of Privilege

Questions of privilege shall be, first, those affecting the rights of the Legislature collectively, its safety, dignity, and the integrity of its proceedings; second, the rights, reputation, and conduct of members, individually, in their representative capacity only; and shall have precedence of all other questions, except motions to adjourn.

XXIII

Privileges of the Floor

No person shall be admitted to the floor of the Legislature except the following:

Members of the Legislature, officers and employees

State officers, their deputies and clerks

Judges of the Supreme Court

Judges of the District Courts

Senators and Representatives in Congress

Reporters of regularly accredited newspapers and broadcasting stations

and such other persons as the Legislature may deem proper to admit.

RULE XXIV

Suspension of Rules

These rules may be suspended by a two-thirds majority vote of the elected members, and may be amended by a three-fifths majority vote of the members elected. Provided any proposed amendment must first be referred to the Committee on Rules for consideration and report.

RULE XXV

Gregg's Parliamentary Law

The rules of parliamentary practice comprised in Gregg's Parliamentary Law shall govern the Legislature in all cases to which they are applicable, and in which they are not inconsistent with the standing rules of the Legislature.

LEGISLATIVE JOURNAL

FIFTY-SECOND SESSION

FIRST DAY

Legislative Chamber,
Lincoln, Nebraska, January 5, 1937.

Pursuant to the provisions of Section 10, Article III of the Constitution of Nebraska, the Fifty-second Session of the Legislature assembled in Legislative Hall of the Capitol Building at the hour of 12 o'clock, noon, Tuesday, January 5, 1937, and was called to order by the Lieutenant Governor, Walter H. Jurgensen.

Prayer was offered by Reverend Clifton H. Walcott of Lincoln, Nebraska.

MOTION—Temporary Clerk

Mr. President: I move that Max Adams be made temporary clerk of the Legislature.

(Signed) CHARLES J. WARNER.

The motion prevailed.

The roll of the Legislature, as prepared by the Secretary of State, was called by the temporary clerk and the following members were present:

Adams, E. A., Adams, John, Jr. Armstrong, Ashmore, Brady, Brandt, Brodecky, Cady, Carlson, Carpenter, Carsten, Comstock, Dafoe, Diers, Dunn, Frost, Gantz, Hall, Haycock, Howard, Johnson, Roy W., Johnson, Walter R., Knickrehm, McMahon, Miller, Murphy, Neubauer, Norton, Nuernberger, Peterson, Carl H., Peterson, John B., Pizer Regan, Reynolds, Schultz, Slepicka, Strong, Thomas, Tvrdik, Von Seggern, Warner, Wells, Worthing.—43.

MOTION—Temporary Sergeant-at-Arms

Mr. President: I move that Mr. Perry Reed be elected to serve as temporary Sergeant-at-arms and that he be authorized to select the temporary door-keepers.

(Signed) FRANK WELLS

The motion prevailed and Mr. Reed appointed as temporary door-keepers R. R. Vance and Gates Lilley.

COMMITTEE ON CREDENTIALS

Mr. President: I move that a committee of five be appointed on credentials.

(Signed) R. C. REGAN

The motion prevailed and the President appointed the following committee: Regan, Nuernberger, Schultz, Brodecky and Thomas.

REPORT OF COMMITTEE ON CREDENTIALS

Mr. President: Your Committee on Credentials begs leave to report that we find the following list of members, prepared by the Secretary of State and herewith submitted, to be the duly elected members of the Unicameral Legislature of the State of Nebraska for the Fifty-second Session of the Legislature, and that there is no contest:

Dist. No.	Name	County
1	Charles A. Dafoe	Johnson, Pawnee, Richardson.
2	Robert M. Armstrong	Otoe, Nemaha.
3	Fred L. Carsten	Sarpy, Cass.
4	Walter R. Johnson	Douglas.
5	John Adams, Jr.	Douglas.
6	William E. Worthing	Douglas.
7	Charles F. Tvrdik	Douglas.
8	P. J. McMahon	Douglas.
9	Amos Thomas	Douglas.
10	Ernest A. Adams	Douglas.
11	P. L. Cady	Dodge, Washington.
12	E. M. Von Seggern	Cuming, Burt.
13	L. C. Nuernberger	Dakota, Thurston, Dixon.
14	John D. Reynolds	Cedar, Knox.
15	Carl H. Peterson	Pierce, Madison.
16	Emil E. Brodecky	Stanton, Wayne, Colfax.
17	John B. Peterson	Butler, Saunders.

Dist. No.	Name	County
18	Charles J. Warner	Lancaster.
19	John Comstock	Lancaster.
20	Lester Dunn	Lancaster.
21	Henry Brandt	Gage.
22	Frank S. Wells	Thayer, Jefferson.
23	Alois Slepicka	Fillmore, Saline.
24	W. H. Diers	York, Seward.
25	J. N. Norton	Hamilton, Polk, Clay.
26	R. C. Regan	Nance, Platte.
27	O. Edwin Schultz	Antelope, Boone.
28	Frank J. Brady	Holt, Boyd, Keya Paha, Rock.
29	Tracy T. Frost	Wheeler, Greeley, Valley, Howard.
30	John Knickrehm	Hall, Merrick.
31	Leland Hall	Kearney, Adams.
32	Earl W. Carpenter	Franklin, Webster, Nuckolls.
33	E. M. Neubauer	Harlan, Furnas, Red Willow.
34	Roy W. Johnson	Buffalo, Sherman.
35	W. F. Haycock	Custer, Loup, Garfield.
36	Swan Carlson	Dawson, Gosper, Phelps.
37	Hugh B. Ashmore	Perkins, Chase, Hayes, Dundy, Hitchcock.
38	Harry L. Pizer	Lincoln, Frontier.
39	R. M. Howard	Keith, Deuel, Garden, Arthur, Grant, Hooker, McPherson, Thomas, Logan, Blaine.
40	Allen A. Strong	Cherry, Sheridan, Brown.
41	Harry E. Gantz	Dawes, Box Butte, Sioux.
42	L. B. Murphy	Scotts Bluff.
43	A. L. Miller	Banner, Kimball, Cheyenne, Morrill.

We recommend that the above named persons be seated as Legislators from their respective districts.

(Signed) R. C. REGAN,
Chairman.

Mr. Regan moved the report of the committee be adopted.

The motion prevailed.

MOTION—Committee to Wait Upon Honorable Chief Justice

Mr. President: I move that a committee of three be appointed to wait upon the Chief Justice and escort him to the legislative chamber for the purpose of administering the oath of office to the members-elect.

(SIGNED) JOHN D. REYNOLDS

The motion prevailed and the President appointed the following committee: Reynolds, Carsten and Cady.

The committee retired and subsequently returned with the Honorable Charles A. Goss, Chief Justice of the Supreme Court, who administered to the legislators-elect the oath of office, as follows:

MEMBERS' OATH OF OFFICE

STATE OF NEBRASKA, } ss.
Lancaster County

I do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of Nebraska, and will faithfully discharge the duties of Legislator according to the best of my ability, and that at the election at which I was chosen to fill said office, I have not improperly influenced in any way the vote of any elector, and have not accepted, nor will I accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company, or person, or any promise of office, for any official act or influence (for any vote I may give or withhold on any bill, resolution or appropriation), so help me God.

Charles J. Warner
Arthur L. Miller
L. B. Murphy
Hugh B. Ashmore
L. C. Nuernberger
R. C. Regan
O. Edwin Schultz
Harry E. Gantz
Allen A. Strong
Charles A. Dafoe
Frank J. Brady
Carl H. Peterson
Amos Thomas
Ernest A. Adams
John B. Peterson
Leland R. Hall
Roy W. Johnson
Earl W. Carpenter
John D. Reynolds
E. M. Von Seggern
P. L. Cady
William E. Worthing
Emil E. Brodecky
Charles F. Tvrdik
Alois Slepicka
Rob't. M. Armstrong
Rufus M. Howard
John Adams, Jr.
Tracy T. Frost
E. M. Neubauer
Harry L. Pizer
W. F. Haycock
John Knickrehm
H. F. Brandt
Swan Carlson
John H. Comstock
Walter R. Johnson
P. J. McMahon
J. N. Norton
Lester L. Dunn

Fred L. Carsten W. H. Diers
Frank S. Wells

Subscribed in my presence and sworn to before me this 5th day of January, 1937.

(Seal) (Signed) CHARLES A. GOSS,
Chief Justice of Supreme Court
of Nebraska

INVITATION TO SENATOR NORRIS TO ADDRESS THE LEGISLATURE

We are honored today by the presence of one who has been more responsible than any other person for this occasion. We are assembled as the members of the first Nebraska Unicameral Legislature, because of his leadership. Therefore Mr. President, I move that we invite that great American, Senator George W. Norris of our State to address the Legislature at this time.

(Signed) J. N. NORTON.

The motion was unanimously adopted by the Legislature.

ADDRESS BY SENATOR GEORGE W. NORRIS

Mr. President and Members of the Legislature:

I congratulate you on being members of the first unicameral legislature. The opportunities that will come to you officially to better the conditions of our people by the improvement of the legislative machinery are very great. Your work will attract the attention, not only of the people of our great commonwealth, but of the entire country. Upon you, and your work, will be focused the eyes of all students of government all over the nation.

Every professional lobbyist, every professional politician, and every representative of greed and monopoly is hoping and praying that your work will be a failure. Everything that special interests can do to embarrass you, and to misinterpret your action, will be attempted. On the other hand, every lover of his fellow man, every person who wants to place our State on a higher standard of efficiency, every person who is anxious to bring about improvement in our State affairs, every patriot who wants to place our government on a higher level for good, every lover of human liberty and equal justice, and every believer in the business administration of state affairs as distinguished from political machine control, is hoping, praying and believing that your official work will be crowned with unlimited success and to the satisfaction and approval of believers in good government everywhere.

The unicameral legislative amendment was adopted by an overwhelming majority of our people. The adoption of the amendment was opposed by lobbyists, by professional politicians of all parties, and by every person or corporation who expected to get an advantage, financial or otherwise, in securing the passage of legislation favorable to their ideas. Many honest people voted against the adoption of the amendment for one reason or another which appeared adequate and sufficient to them but all such people are earnestly desiring that the new amendment be given a fair and honest test.

You are members of the first legislature of Nebraska to hold your positions without any patrisan political obligation to any machine, to any boss, or to any alleged political leader. Your constituents do not expect perfection. They know that it is human to err but they do expect, and have the right to expect, absolute honesty, unlimited courage, and a reasonable degree of efficiency and wisdom. The people of Nebraska will not condemn you even if they do not agree with all of your official actions. We realize that honest men, patriotic men, and wise men do not always agree. In fact, disagreement on things which are not fundamental is an evidence of courage and independence. We expect an economical and efficient administration and, above all, an honest administration free from any partisan, bias, political prejudice, or improper motives.

You have an opportunity to render a service to your fellow citizens that no other legislature has ever had. I believe you will meet your responsibilities with courage and ability. From now on Nebraska has a right to expect a business administration. Your work will be watched to a greater extent than the work of any legislature in the past. When you carry out the theory and the principles of the new amendment, it will be easy to observe everything you do. Publicity to all your acts will help to reward the faithful and to punish those who do not follow the true spirit of the new amendment.

That your work may be successful and that it may receive the approval of all honest-minded citizens is not only my personal wish but I believe it is the hope and desire of a great majority of the loyal citizens of Nebraska.

MOTION—Permanent Organization

Mr. President: I move that we proceed to the election of the permanent officers of the Legislature, that we vote by ballot and that the vote of the majority of the elected members be required for the election of each such officer.

(Signed) JOHN COMSTOCK

The motion prevailed.

MOTION—Informal Ballot

Mr. President: I move that we nominate candidates for permanent office by means of informal ballot.

(Signed) WM. WORTHING

The motion prevailed.

The President appointed as tellers, Mr. Hall and Mr. Armstrong.

ELECTION OF SPEAKER

Mr. President: I move we proceed to vote on a candidate for Speaker.

(Signed) W. H. DIERS

The motion prevailed.

Nominating ballot for Speaker:

Charles J. Warner	23
W. F. Haycock	12
J. N. Norton	6
Frank S. Wells	2

Mr. President: I move that the informal ballot be made the formal ballot and that Charles J. Warner be declared the elected Speaker.

(Signed) LESTER L. DUNN

The motion prevailed.

Mr. Warner briefly addressed the Legislature.

ELECTION OF CLERK

Nominating ballot for Clerk:

Srb	34
Bass	2
Green	3
Adams	2
Richmond	1
Stapleton	1

Mr. President: I move that the informal nomination ballot be permanent and that Hugo F. Srb be declared elected Clerk.

(Signed) P. L. CADY

The motion prevailed.

ELECTION OF SERGEANT-AT-ARMS

Nominating ballot for Sergeant-at-arms.

Lundy	17
Kirk	7
Lukens	2
Porter	3
Santo	8
Gillespie	2
Ladman	1
Munday	1

Mr. President: I move we vote on the three high candidates, namely: Lundy, Kirk and Santo.

(Signed) W. H. DIERS.

The motion prevailed.

Electing ballot for Sergeant-at-arms:

Lundy	24
Kirk	8
Santo	11

Mr. W. J. Lundy was declared the elected Sergeant-at-arms.

MOTION—Election of Additional Permanent Officers

Mr. President: I move that we elect by ballot the following additional permanent officers: Assistant Clerk, Door-keeper, Postmaster and Chaplain.

(Signed) W. F. HAYCOCK

The motion prevailed.

ELECTION OF ASSISTANT CLERK

Mr. President: I move we elect the Assistant Clerk.

(Signed) W. F. HAYCOCK

The motion prevailed.

Nominating ballot for Assistant Clerk:

Weber	1
Dinan	5
Mueller	14
Mattson	8
Green	4
Henry	4
Bass	4
Cook	2
McAllister	1

Mr. President: I move that we vote on the three highest candidates, namely: Dinan, Mueller and Mattson.

(Signed) CHAS. A. DAFOE

The motion prevailed.

Electing ballot for Assistant Clerk:

Dinan	8
Mueller	24
Mattson	11

Mr. F. A. Mueller was declared the elected Assistant Clerk.

ELECTION OF DOOR-KEEPER

Mr. President: I move we proceed with the election of door-keeper.

(Signed) HENRY BRANDT

The motion prevailed.

Nominating ballot for Door-keeper:

Kirk	8
Lukens	4
Santo	15
Nelson	2
Gillespie	1
Porter	6
Peterson	2
Grace	4
Sandall	1

Mr. President: I move that we proceed to vote on the three candidates who received the most votes, namely: Kirk, Santo and Porter.

(Signed) W. E. WORTHING

The motion prevailed.

Electing ballot for Door-keeper:

Kirk	18
Santo	22
Porter	3

Mr. George Santo was declared the elected Door-keeper.

ELECTION OF POSTMASTER

Nominating ballot for Postmaster:

Mrs. M. J. Cushing	18
Tefft	9
McAllister	1
Johnson	1
McGraff	2
Schrewe	3
Mrs. Wright	4
Mrs. Helfrich	1
Mrs. Regan	1
Reisenger	1
Trent	1

Mr. President: I move that we vote on the three highest candidates for Postmaster, namely: Mrs. M. J. Cushing, Mr. Tefft and Mrs. Wright.

(Signed) W. H. DIERS

The motion prevailed.

Electing ballot for Postmaster:

Mrs. M. J. Cushing	29
Mr. Tefft	9
Mrs. Wright	5

Mrs. M. J. Cushing was declared the elected Postmistress.

ELECTION OF CHAPLAIN

Nominating ballot for Chaplain:

Zimmerman	22
Hunt	8
Harvey	2
Chambers	7
VanBuren	1

Pizer	1
Chadwick	1

Mr. President: I move that the informal ballot be made formal and the candidate receiving the highest vote be declared the elected Chaplain.

(Signed) CHARLES A. DAFOE

The motion prevailed and Reverend Zimmerman was declared elected Chaplain.

COMMITTEE TO NOTIFY GOVERNOR

Mr. President: I move that a committee of five be appointed to wait upon the Governor and notify him that the Legislature is organized and ready to transact business.

(Signed) CHARLES A. DAFOE

The motion prevailed and the President appointed the following committee: Dafoe, Brady, Carlson, Armstrong and Miller.

MOTION—Committee on Committees

Mr. President: I move that we elect at large, a member to serve on the Committee on Committees and that we authorize the members residing within each Congressional District to nominate two members who shall be elected by the Legislature and who shall serve on said Committee on Committees.

(Signed) R. M. HOWARD

The motion prevailed.

ELECTION OF MEMBER AT LARGE ON COMMITTEE ON COMMITTEES

Mr. President: I move that we proceed with the election of the Member at Large of the Committee on Committees and that we follow the same procedure as that heretofore used in the election of permanent officers.

(Signed) W. H. DIERS

The motion prevailed.

Nominating ballot for Member at Large:

Haycock	8
Regan	20
Norton	5

Warner	3
Wells	3
Hall	1
Neubauer	1

Mr. President: I move the three high candidates be voted upon for position as Member at Large.

(Signed) CHARLES A. DAFOE

The motion prevailed.

Mr. Norton made the following statement:

Mr. President: I very much appreciate the kindness of those who have voted for me for membership at large on the Committee on Committees on the informal ballot. In this case, as well as for the speakership, I have not been nor am I now a candidate.

Mr. Haycock spoke as follows:

Mr. President: I also wish to state that I am not a candidate.

Mr. President: I move that Mr. Regan be unanimously elected as Member at Large to serve on the Committee on Committees.

(Signed) **CHARLES A. DAFOE**

The motion prevailed unanimously.

REPORT OF COMMITTEE TO NOTIFY GOVERNOR

Mr. President: Your Committee respectfully reports that it has waited upon the Governor and notified him that the Legislature is now duly organized and is ready to transact business.

(Signed) CHARLES A. DAFOE,
Chairman.

MOTION—To Recess

Mr. President: I move that the Legislature now recess to permit the nomination of candidates from each Congressional District for election to the Committee on Committees.

(Signed) O. E. SCHULTZ

The motion prevailed and the Legislature recessed for forty-five minutes.

AFTER RECESS

The President called the Legislature to order at 4:00 P. M.

REPORTS OF CONGRESSIONAL CAUCUSES

First Congressional District:

Mr. President: The First Congressional District has elected Robert M. Armstrong and Charles A. Dafoe to serve as members on the Committee on Committees.

(Signed) CHAS. J. WARNER,
Chairman.

Second Congressional District:

Mr. President: The members of the Second Congressional District have elected Walter Johnson and William Worthing to serve as members on the Committee on Committees.

(Signed) P. L. CADY,
Chairman.

Third Congressional District:

Mr. President: The members of the Third Congressional District beg leave to report that Emil Brodecky and Frank J. Brady were elected as members for the Committee on Committees.

(Signed) R. C. REGAN,
Chairman.

Fourth Congressional District.

Mr. President: The members of the Fourth Congressional District have nominated and hereby submit for the approval of the Legislature the following named members to serve on the Committee on Committees: J. N. Norton and E. M. Neubauer.

(Signed) W. H. DIERS,
Chairman.

Fifth Congressional District:

Mr. President: The members of the Fifth District report that they have elected R. M. Howard and Harry Gantz as members of the Committee on Committees.

(Signed) W. F. HAYCOCK,
Chairman.

Mr. President: I move that the Committee on Committees chosen by the different Congressional Districts be declared duly elected thereto.

(Signed) R. C. REGAN

The motion prevailed.

MOTION—Number of Standing Committees

Mr. President: I move that we authorize the Committee on Committees to formulate a plan which will provide for the number of standing committees and the membership of each such committee.

(Signed) WALTER R. JOHNSON

The motion prevailed.

JOURNALS AND STATUTES FOR MEMBERS

Mr. President: I move that the Secretary of State be directed to furnish to each member of the Legislature, the Clerk and the Press, in all forty-five copies of the Compiled Statutes of Nebraska, 1929, C. S. Supplements to Compiled Statutes, 1933 and 1935, and the Session Laws and Legislative Journals of the Fiftieth and Fifty-first Sessions of the Nebraska Legislature.

(Signed) JOHN ADAMS, Jr.

The motion prevailed.

COURTESIES TO THE PRESS

Mr. President: I move that the several representatives of the Press who are regularly assigned to report the proceedings of this Legislature be furnished with the same books, copies of bills and other similar supplies that are furnished members.

(Signed) E. M. NEUBAUER

The motion prevailed.

MOTION—Temporary Employment of a Legal Adviser

Mr. President: As it is apparent that there must of necessity be a period of time for the perfecting of the plans and detailed organization of this, the first unicameral legislature, and that during such formative period the legislature as a whole, and the individual members of the legislature, will have need of technical assistance and legal advice; therefore, I move that Mr. G. E. Price of Lincoln, Nebraska, who was legal adviser and bill drafter for the

State Senate during the Fiftieth and Fifty-first Sessions, be employed temporarily as legal adviser and bill drafter for the legislature at a compensation of ten dollars ($10.00) per day.

(Signed) JOHN ADAMS, Jr.

The motion was lost.

MOTION—To Adjourn

On motion of Mr. Norton the Legislature adjourned until 10:00 A. M., January 6, 1937

MAX ADAMS,

Temporary Clerk of the Legislature.

SECOND DAY

Legislative Chamber,
Lincoln, Nebraska, January 6, 1937.

The legislature was called to order by the President at 10:00 A. M.

The Journal for the first day was approved.

The roll was called and all members were present.

Prayer was offered by the Chaplain.

COMMUNICATIONS

A communication was received from the Secretary of the WPA Project Worker's Union of Omaha, Nebraska requesting that arrangements be made to receive a delegation from their Union, January 9th.

MOTION—Election Returns

Mr. President: I move that a committee of five be appointed to invite the Secretary of State to appear and bring with him the returns of the late regular election of 1936.

(Signed) FRANK J. BRADY

The motion prevailed and the President appointed the following committee: Brady, Adams, E. A., Murphy, Pizer and Worthing.

The committee retired and subsequently returned with the Secretary of State.

Mr. Speaker: The committee appointed to invite the Secretary of State to appear and bring with him the returns of the election of 1936 is ready to report and the record of the Secretary of State's office is here.

FRANK J. BRADY,
Chairman.

CERTIFICATE

I, Harry R. Swanson, Secretary of State of the State of Nebraska, do hereby certify that the attached list is a true and correct list of candidates for public office who received the highest number of votes for each particular office as shown thereon at the general election in the State of Nebraska held on November 3, 1936.

I further certify that at said election the office of Commissioner of Public Lands and Buildings was abolished.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska. Done at Lincoln this sixth day of January in the year of our Lord, one thousand nine hundred and thirty-seven.

(Signed) HARRY R. SWANSON,
(Seal) Secretary of State

R. L. Cochran	Governor
Walter H. Jurgensen	Lieutenant Governor
Harry R. Swanson	Secretary of State
William H. Price	Auditor of Public Accounts
Leo N. Swanson	Commissioner of Public Lands and Buildings
Walter H. Jensen	State Treasurer
Richard C. Hunter	Attorney General
F. A. Good	Railway Commissioner
Henry C. Luckey	Congressman for First District
Charles F. McLaughlin	Congressman for Second District
Karl Stefan	Congressman for Third District
Charles G. Binderup	Congressman for Fourth District
Harry B. Coffee	Congressman for Fifth District
George W. Norris	United States Senator
William B. Rose	Judge of Supreme Court, First District
George A. Eberly	Judge of Supreme Court, Third District
Bayard H. Paine	Judge of Supreme Court, Fifth District
Robert W. Devoe	Regent of the State University, First District
A. C. Stokes	Regent of the State University, Second District

DISTRICT JUDGES

District	
(1)	Virgil Falloon
(2)	W. G. Kieck
(3)	E. B. Chappell Lincoln Frost Frederick Shepherd J. H. Broady
(7)	Robert M. Proudfit
(8)	Mark J. Ryan
(9)	Charles H. Stewart Clinton Chase
(10)	Lewis H. Blackledge Frank J. Munday

(4) Arthur C. Thomsen
Willis G. Sears
John W. Yeager
Frank M. Dineen
W. G. Hastings
Charles Leslie
James M. Fitzgerald
Herbert Rhoades
W. A. Day (By appointment)
(5) L. S. Hastings
Harry D. Landis
(6) Frederick L. Spear
Louis Lightner
(11) E. G. Kroger
Edwin P. Clements
(12) Bruno O. Hostetler
(13) Isaac J. Nisley
James L. Tewell
(14) Charles E. Eldred
(15) Robert R. Dickson
(16) Earl L. Meyer
(17) George W. Irwin
(18) Fred W. Messmore

UNICAMERAL LEGISLATURE

District
(1) Charles A. Dafoe
(2) Robert M. Armstrong
(3) Fred L. Carsten
(4) Walter R. Johnson
(5) John Adams, Jr.
(6) Wm. E. Worthing
(7) Chas. F. Tvrdik
(8) P. J. McMahon
(9) Amos Thomas
(10) Ernest A. Adams
(11) P. L. Cady
(12) E. M. Von Seggern
(13) L. C. Nuernberger
(14) John D. Reynolds
(15) Carl H. Peterson
(16) Emil E. Brodecky
(17) John B. Peterson
(18) Charles J. Warner
(19) John Comstock
(20) Lester Dunn
(21) Henry Brandt
(22) Frank S. Wells
(23) Alois Slepicka
(24) W. H. Diers
(25) J. N. Norton
(26) R. C. Regan
(27) O. Edwin Schultz
(28) Frank J. Brady
(29) Tracy T. Frost
(30) John Knickrehm
(31) Leland Hall
(32) Earl W. Carpenter
(33) E. M. Neubauer
(34) Roy W. Johnson
(35) W. F. Haycock
(36) Swan Carlson
(37) Hugh B. Ashmore
(38) Harry L. Pizer
(39) R. M. Howard
(40) Allen A. Strong
(41) Harry E. Gantz
(42) L. B. Murphy
(43) A. L. Miller

	Vote	Plurality or Majority
An amendment to the Constitution abolishing the office of Commissioner of Public Lands and Buildings. For.....................	246,682	
Against	210,143	36,539

Repeal of Section 7, Article 12 of the Constitution of Nebraska fixing individual liability of stockholders in banking corporations or banking institutions.

For repeal	204,904
Against repeal	234,908

MOTION—To dispense with Reading of Tabulated Returns

Mr. Speaker: I move that the reading of the tabulated returns be dispensed with and that the abstract prepared by the Secretary of State be accepted as the accredited returns of the election held November 3, 1936 in the state of Nebraska.

(Signed) A. L. MILLER

The motion prevailed.

OATH OF OFFICERS

State of Nebraska }
} ss.
County of Lancaster }

I do solemnly swear that I will support the Constitution of the State of Nebraska and faithfully discharge the duties of my respective office to the best of my ability, so help me God.

(Signed) CHARLES J. WARNER,
Speaker.

HUGO F. SRB,
Clerk.

F. A. MUELLER,
Assistant Clerk.

JAMES W. "Bill" LUNDY,
Sergeant-at-arms.

GEORGE L. SANTO,
Doorkeeper and
Assistant Sergeant-at-arms.

W. B. ZIMMERMAN,
Chaplain.

Subscribed in my presence and sworn to before me this sixth day of January, 1937.

(Seal)

(Signed) CHARLES A. GOSS,
Chief Justice, Nebraska Supreme Court.

MOTION—To Accept Invitation

Mr. President: I move that the assembly accept the invitation of the Lincoln Chamber of Commerce for the Smoker, January 19th.

(Signed) O. E. SCULTZ

The motion prevailed.

MOTION—To Recess

On motion of Mr. Dunn, the assembly recessed for thirty minutes.

REPORT OF COMMITTEE ON COMMITTEES

Legislative Administration Committee

Mr. President: Your Committee on Committees recommends the selection of the following committee of five to be known as the committee on Legislative Administration: Fred Carsten, Chairman, P. J. McMahon, Carl Peterson, Hugh Ashmore and W. F. Haycock.

(Signed) R. C. REGAN,
Chairman.

MOTION—To Recess

On motion of Mr. Regan, the assembly recessed until 3:00 P. M.

AFTERNOON SESSION

The President called the assembly to order at 3:00 P. M.

The roll was called and all members were present.

PETITIONS AND MEMORIALS

A petition was received from the Chairman of a joint meeting of the Nebraska Home Owners Association and the Women's Unemployed Council of Omaha, relative to appropriating a sum sufficient to provide adequate relief for all families in need in Douglas County.

COMMUNICATION

A communication was received from Ed. F. Lusienski, former member of the House of Representatives of the State of Nebraska with enclosure of $29.20 as a refund of over-paid mileage during the last term.

MOTION—Arrangement for Inaugural Ceremonies

Mr. President: I move that we arrange to hold inaugural ceremonies at 1:00 P. M. Thursday, January 7th.

(Signed) SWAN CARLSON

The motion prevailed.

COMMITTEE TO NOTIFY GOVERNOR

Mr. President: I move that the President appoint a committee of three to notify the Governor that the inaugural ceremony has been arranged for Thursday, January 7, 1937 at 1:00 P. M. in the legislative chamber.

(Signed) ERNEST A. ADAMS

The motion prevailed and the President appointed the following committee: Ernest Adams, Allen A. Strong and Charles F. Tvrdik.

MOTION—Final Arrangements for the Inaugural Ceremonies

Mr. President: I move that the President appoint a committee of three to assist in making final arrangements for the inaugural ceremonies.

(Signed) HARRY E. GANTZ

The motion prevailed and the President appointed the following committee: Harry E. Gantz, John B. Peterson and Henry Brandt.

RESOLUTION

The following resolution was offered:

Memorializing the President of the United States and the Congress of the United States to Increase and Supplement Forthwith the WPA Allotments of Federal Funds for Present Emergency Needs in the State of Nebraska.

PREAMBLE

WHEREAS, the present public health and safety of the state of Nebraska and of numerous counties and other governmental subdivisions therein are being imperiled by the existing and threatened deprivations of a considerable number of their inhabitants of the necessities of life owing to destructive drouths which have blighted large areas of said state during the past five years, and

WHEREAS, the duty of providing aid for those citizens of the state of Nebraska in need or unemployed either because of lack of employment or because of drouth conditions in rural areas over which our citizens have no control, is primarily an obligation of the state of Nebraska and the several counties therein, and

WHEREAS, notwithstanding the primary responsibility of the state and the counties, as aforesaid, to alleviate distress caused by drouth, it is a fact that the funds of the agencies of the state of Nebraska and its local subdivisions are now exhausted for relief needs under maximum levies, due in many instances to uncollected taxes in the agricultural regions of the state of Nebraska, and

WHEREAS, it is the sense of this legislature that the impoverished condition of many of our citizens due to the destructive drouth has become such a matter of public concern that the same ought to be alleviated by necessary increases in WPA allotments of federal funds forthwith,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That this legislature respectfully petitions and memorializes the President of the United States and the Congress of the United States forthwith to provide necessary increases in WPA allotments of federal funds for the use and benefit of the state of Nebraska.

2. That the clerk of this legislature be directed forthwith to forward copies of this resolution, properly authenticated and suitably engrossed,, to the President of the United States, to the Vice President of the United States as presiding officer of the United States Senate, to the Speaker of the House of Representatives of the United States, and to the United States Senators and Congressmen representing the state of Nebraska in the Congress, to the end that our representatives in Washington may be promptly advised as to the distress which now imperils the health and safety of Nebraska citizens.

(Signed) FRANK J. BRADY
JOHN D. REYNOLDS
C. J. WARNER
R. C. REGAN

Mr. Brady moved the adoption of the resolution and the motion prevailed.

REPORT OF COMMITTEE ON COMMITTEES

Rules Committee

Mr. President: Your Committee on Committees recommends that the following be selected to serve on the Committee on Rules: John N. Norton, Chairman; Charles J. Warner, Walter R. Johnson, E. M. Von Seggern and Allen A Strong.

(Signed) R. C. REGAN,
Chairman.

Mr. Regan moved the adoption of the report.

The motion prevailed.

Standing Committee

Mr. President: Your Committee on Committees authorized to formulate a plan providing for the number of standing committees and the membership of each such committee, recommends the following standing legislative committees and the number to serve thereon, to-wit:

	Number of Members
Agriculture (including conservation, fish and game, live stock and grazing)	9
Appropriations (formerly referred to as the Committee on Finance, Ways and Means, and to include State Institutions)	11
Banking and Insurance	7
Claims and Deficiencies	5
Commerce and Communications (inculding railroads, bus line, telegraph, telephone, electric and manufacturing companies)	9
Drainage, Irrigation and Water Power	7
Education (including university and normal schools, public schools and libraries, and school lands and funds)	7
Enrollment and Review (including arrangement, phraseology and correlation)	5
Government (including state, county, and municipal governments; elections and apportionment)	9
Judiciary	9
Labor and Public Welfare (including social security, pub-	

lic health service and child labor)	7
Legislative Administration (including employees, printing, audit and accounts)	5
Miscellaneous Subjects	7
Public Highways and Bridges	7
Revenue (including revenue and taxation, salaries, licenses and fees)	9
Rules (including procedure and order of business)	5

(Signed) R. C. REGAN,
Chairman.
WALTER R. JOHNSON,
Secretary.

The adoption was deferred by the assembly with the request that mimeographed copies of the report be placed on members' desks for further consideration.

REPORT OF COMMITTEE TO NOTIFY GOVERNOR OF INAUGURAL CEREMONY

Mr. President: Your committee appointed to notify the Governor that the inaugural ceremony is to be Thursday, January 7th has performed its duty and the Governor has accepted.

(Signed) E. A. ADAMS,
Chairman.

MOTION TO ADJOURN

Mr. Norton moved that the assembly adjourn until 11:00 A. M. Thursday.

The motion prevailed.

HUGO F. SRB,
Clerk of the Legislature.

THIRD DAY

Legislative Chamber

Lincoln, Nebraska, January 7, 1937.

The Legislature met pursuant to adjournment at 11 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Second Day was approved.

COMMITTEE REPORT—Employees

Mr. President: Your Committee on Employment respectfully reports the following selections on employees:

Second Assistant Clerk—Charles Dinan

Chief Engrossing Clerk—Mrs. Turbyfill

Chief Bill Clerk—Frank E. Wood

Assistant Postmaster—B. B. Miltonberger

Docket Clerk and Bookkeeper—Byron Cahill

Clerks of Bill Room—Harvey Hillman, Harry Tague, Carl E. Peterson, Paul Beacom

Proof Readers—W. G. Whitford, J. B. Ferris, Jack Doran

Pages and Messenger Boys—Richard Krueger, Eugene Fowler, Thomas Luhe

Janitors — Joe Dargaezewski, Steve Whitelaw, Charles Taylor, John C. Tefft

Gallery Custodian—Fred Martin

Assistant Bill Clerks and Mimeograph Operators—Don Gordon, Pat Stanton

Journal Clerk—Lyda Hafer

Stenographers—Edna Kelly, Dorothy Scott, Ardath Strong, Margaret Devers, Eileen Zarnfaller, Harvey Galloway, Lucile Zilmer, Mae Ellingson, Mrs. White, Jo. Lacy, Dorothy Woodward, Esther Vandeburg

(Signed) FRED L. CARSTEN, Chairman.

The report was adopted.

COMMUNICATION

The communication from the Secretary of the W. P. A. Project Workers Union of Omaha, Nebraska was read the second time. The Clerk was instructed to answer the communication.

RESOLUTION

Requesting Use of Room 2100

Introduced by Carsten

Whereas, the Legislature in the past has always used Room 2100 for a stenographers and file room, which room had heretofore been assigned to the Railway Commission, and loaned to the Legislature during its session, and,

Whereas, there is a scarcity of available space now for stenographers and file rooms,

BE IT RESOLVED, that the custodian of the Capitol Building and the State Railway Commission be requested to again allow the Legislature exclusive use of said Room 2100 during the current session.

The motion prevailed and the resolution was adopted.

MOTION—To Confirm all Acts

Introduced by Brady

Mr. President: I move that we confirm all our acts pertaining to organization, election of officers, employees and committees by a record vote.

Voting in the affirmative, 34:

Adams, E. A.	Diers	McMahon	Schultz
Armstrong	Dunn	Miller	Strong
Brady	Frost	Murphy	Thomas

Brandt
Brodecky
Cady
Carlson
Carpenter
Dafoe
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Neubauer
Norton
Peterson, J. B.
Pizer
Regan
Reynolds
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, none.

Absent and not voting, 9.

Adams, J., Jr
Ashmore
Carsten
Comstock
Haycock
Nuernberger
Peterson, C H.
Slepicka
Wells

The motion prevailed.

At 11:50 A. M. the Chair declared a recess until 1 P. M.

AFTER RECESS

The Legislature reconvened at 1 P. M., President Jurgensen presiding.

The roll was called and all members were present.

MOTION—To Appoint Special Committee

Mr. President: I move that a Committee of three be appointed to wait upon the Secretary of State for him to certify that Governor Cochran has furnished bond and has taken oath and both are on file with the Secretary of State.—DAFOE.

The motion prevailed and the President appointed as such committee Dafoe, Carsten and Ashmore.

MOTION—To Appoint Special Committee

Mr. President: I move that a committee of eight be appointed to escort the Governor and Governor-elect to the Legislative Chamber for the Inaugural Ceremonies.—HAYCOCK.

The motion prevailed and the President appointed as such committee Adams, Regan, Warner, Knickrehm, Worthing, Murphy and Cady.

MOTION—To Appoint Special Committee

Mr. President: I move that a committee of five be appointed by the President to escort the Chief Justice of the Supreme Court before the legislative assembly for the purpose of administering the oath of office to the state officers-elect—WALTER JOHNSON.

The motion prevailed and the President appointed as such committee, Walter R. Johnson, Frost, Brodecky, Diers and Armstrong.

MOTION—To Appoint Special Committee

Mr. President: I move that a committee of five be appointed to notify the state officers-elect that the Legislative Assembly is in session and to escort them before the bar of the Legislative Assembly for the purpose of taking the oath and being inducted into their offices.—Dunn.

The motion prevailed and the President appointed as such committee Dunn, Slepicka, Peterson, Carl H., Strong and Von Seggern.

OFFICIAL OATH OF OFFICE

State of Nebraska }
} ss.
County of Lancaster }

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Nebraska, and will faithfully discharge the duties devolving upon me as a member of the Executive Department of the State of Nebraska according to the best of my ability, and that at the election at which I was chosen to fill said office, I have not improperly influenced in any way the vote of any elector, and have not accepted nor will I accept or receive, directly or indirectly any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence.

WALTER H. JURGENSEN
Lieutenant Governor.

HARRY R. SWANSON
Secretary of State.

WILLIAM H. PRICE
Auditor of Public Accounts.

WALTER H. JENSEN
State Treasurer.

RICHARD C. HUNTER
Attorney General.

Subscribed and sworn to in my presence this 7th day of January, 1937.

CHARLES A. GOSS
(Seal) Chief Justice of the Supreme Court
of Nebraska.

OFFICIAL OATH OF OFFICE

Supreme Judges

State of Nebraska }
} ss.
Lancaster County }

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Nebraska, and will faithfully discharge the duties of Judge of the Supreme Court according to the best of my ability, and that at the election at which I was chosen to fill said office, I have not improperly influenced in any way the vote of any elector, and have not accepted, nor will I accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence.

WILLIAM B. ROSE
Supreme Judge

GEORGE A. EBERLY
Supreme Judge

BAYARD H. PAINE
Supreme Judge

Subscribed and sworn to in my presence this 7th day of January, 1937.

CHARLES A. GOSS
(Seal) Chief Justice of the Supreme
Court of Nebraska.

OFFICIAL OATH OF OFFICE

State of Nebraska }
} ss.
Lancaster County }

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Nebraska, and will faithfully discharge the duties of the State Railway Commissioner according to the best of my ability, and that at the election at which I was chosen to fill said office, I have not improperly influenced in any way the vote of any elector, and have not accepted, nor will I accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office for any official act or influence, and that I am not directly or indirectly interested in any railroad, nor in the bonds, stock, mortgages, securities, contracts, or earnings of any railway company or common carrier, and that I will to the best of my ability, faithfully and justly execute and enforce the duties devolving upon me as such railway commissioner.

F. A. GOOD
Railway Commissioner.

Subscribed and sworn to in my presence this 7th day of January, 1937.

CHARLES A. GOSS
(Seal) Chief Justice of the Supreme Court
of Nebraska.

OATH OF OFFICE

Regent of the Universtiy

State of Nebraska }
} ss.
Lancaster County }

I do solemnly swear that I will support the constitution of the United States, the constitution of the State of Nebraska, and faithfully and impartially perform the duties of the office of Regent of the University according to law, and to the best of my ability. So help me God.

ROBERT W. DEVOE
Regent of the University
of Nebraska.

Subscribed and sworn to in my presence this 7th day of January, 1937.

CHARLES A. GOSS
(Seal) Chief Justice of the Supreme Court
of Nebraska.

MOTION—To Defer Oath to Leo N. Swanson

Mr. President: I move the administration of oath of office to Leo N. Swanson be deferred until final determination is had in Supreme Court on the question of whether or not the office of Commissioner of Public Lands and Buildings has been abolished by vote of the people.—Dafoe.

The motion prevailed.

The Right-Reverend Bishop Beechner pronounced the invocation.

GOVERNOR COCHRAN'S MESSAGE
DELIVERED TO THE FIFTY-SECOND SESSION OF THE LEGISLATURE OF NEBRASKA

January 7, 1937

MR. CHAIRMAN AND MEMBERS
OF THE NEBRASKA LEGISLATURE:

In again accepting the office of Governor of the state of Nebraska, I do so with a feeling of deep responsibility; a responsibility which has increased because of the adoption of a new method of legislative procedure; a responsibility which has increased because of the necessity of determining and making provision for the minimum needs of government at a time when drouth has again laid its devastating hand on our state which, directly or indirectly, is wholly dependent upon agriculture. Two years ago, we were confronted with more major problems than were ever attendant at a single legislative session. These problems were solved, as were the many administrative problems which followed and continued throughout the past two years. At this particular session we do not have a necessity for a great deal of legislation, such as has been needed in previous sessions.

In entering upon your duties, I know the spirit that animates you to make a successful demonstration of the first Unicameral Legislature. You are honored in being members of this body. This may well be an historic session, not because of the legislation passed or rejected, but because of the new method by which it is accomplished. If successful, we may see the methods of procedure adopted by you used as a guide throughout the nation. Let us hope that Nebraska may lead the way in an improved method of legislative procedure just as we have led the way in providing efficient, economical government without bonded indebtedness, without new and more burdensome methods of taxation.

It is my constitutional duty to call your attention to the conditions of the state and to the state's needs. I am pleased to perform this duty. Some legislation is needed at each session of the legislature. Much legislation is seldom needed. Let us remember that a successful session can be based on what is not done as well as by what is done. I do not join with those who think the best measure of a legislature is the dispatch with which it is conducted. Legislation is a serious business and any law passed may affect, directly or indirectly, over one and one-third million people. Proper deliberation is essential for satisfactory results. Further than this caution against hasty legislation, I do not have or shall not have any suggestions as to rules and procedure.

STATE CAPITOL

Two years ago, I recommended to the Fiftieth Session of the Nebraska legislature that a bill be introduced and passed submitting a constitutional amendment to a vote of the people to provide for the abolishment of the office of Commissioner of Public Lands and Buildings. This was done and the electorate of this state on November 3rd, 1936, by their vote abolished this office. The Attorney General has held that the office became vacant and non-existent on November 3rd, 1936. The Commissioner of Public Lands and Buildings is now serving as custodian of the State Capitol under appointment and direction of the Governor. His term of office, for which he was elected, ends today.

I recommend that immediate legislative provision be made for the custodianship of the Capitol. Because of the large investment in the building, equipment and machinery and the fact that the whole task of taking care of our State Capitol is, to a considerable extent, an engineering problem, I recommend that legislation be passed placing the custodianship under the Department of Roads and Irrigation which, in turn will be responsible to the Governor.

BOARD OF EDUCATIONAL LANDS AND FUNDS

I recommend that legislation be passed at an early date giving authority to the Board of Educational Lands and Funds to appoint a secretary or chief clerk other than a board member and also giving authority and responsibility to the board to perform all duties with which the Commissioner of Public Lands and Buildings was formerly charged under the statutes, with the exception of the custodianship of the Capitol Building as provided for above.

CONSTITUTIONAL AMENDMENTS PROPOSED

Because of the vote abolishing the office of the Commissioner of Public Lands and Buildings, there remain but four members on the Board of Educational Lands and Funds. I recommend the submission of a constitutional amendment to make the State Superintendent of Public Instruction a member of this board. It seems to me that the reasons for this are quite obvious. The board should be constituted of five members, as formerly. The Superintendent of Public Instruction is the logical addition because of the fact that the duties of this board have to do with the administration and supervision of lands and funds belonging to the state, the income from which is used to help support our public schools.

I recommend that a constitutional amendment be submitted to provide for appointment of the Attorney General by the Governor. The reasons are obvious. The Governor is held responsible not only for his own official acts but also the acts of state departments under him and he is likewise held responsible in large measure for those performed by boards on which he serves. He is entitled to a legal advisor of his own choice.

I join with the Chairman of the State Railway Commission in recommending a constitutional amendment by which the Railway Commissioners will be appointed by the Governor with the consent and approval of two-thirds of the legislature. For these positions special knowledge and qualifications are required which, it is believed, can best be secured by appointment. Confirmation by the legislature gives the whole people of the state a part through their representatives in the selection of the members of the Commission. Under such provision, two-thirds of such members which, in effect, represent two-thirds of the population of the state, must give their concurrence.

SOCIAL SECURITY

UNEMPLOYMENT INSURANCE

At the special session of 1935, the legislature did not deem it advisable to pass the unemployment insurance law which I recommended to make available the advantage of the provisions of this phase of the National Security Program.

Legal opinions indicate that there may be an advantage in the immediate passage of such a law if it could be approved by the federal social security board and become effective prior to collection date, January 31st, 1937. Early action on this bill is highly desirable so that the necessary organization can be made effective to collect the contributions covering the year 1936.

Anticipating the desirability of early action, the Attorney General has already secured a form of bill which will probably meet with the approval of the federal social security board. While this form of bill may not be perfect and may require some amendment to meet conditions in Nebraska, it will form a basis for your early consideration.

If this is not accomplished, it is recommended that your Honorable Body memorialize Congress to extend the deadline fixed by the social security board so that Nebraska and other states in a similar position may not lose any of their benefits under the Federal Act.

SOCIAL SECURITY LAWS NOW IN FORCE

Nebraska was one of the first states to adopt a social security law to provide for old age assistance, aid to dependent children, to crippled children and to the blind. It is the first time in our history that such legislation was ever attempted. As a state we are glad to be able to grant assistance to the aged, to dependent children, and to others in distress under the provisions of the Social Security law. We must keep in mind, however, that this law provides assistance only and not necessarily adequate maintenance. In making such expenditures, as a state we must always keep in mind the interests of both those who receive and those who provide. We must keep in mind the taxpayer as well as the beneficiary of such a program. The cost of social security at the present time in state and federal funds amounts to a little more than six and one-half million dollars per year or almost twice as much as the $3,627,069.00 raised this year from property taxes for state government.

Another year of drouth has been responsible for an increased number of beneficiaries under this program, an increased and unexpected burden with decreased ability to pay because of drouth. It is hoped that we may soon have adequate moisture for our fine crop producing soil so that we may again come into our place as a great food producing state of the nation. When this happens, the number of people who need help under this program will be reduced, while at the same time the ability of the rest of the people to pay for this program will be increased.

I recommend that the present laws be continued with substantially the same average rate of payments as have existed during the past year. Some minor amendments to these laws are needed. I recommend that our social security laws be financed, using all of the beer and liquor taxes with a continuation of the head tax. It is recommended that the one cent additional gas tax enacted two years ago, which ends under its own provisions on March 1st, 1937, be re-enacted and that a portion of the revenue coming from this tax be used for the financing of social security and the remaining portion be used for the construction and maintenance of highways.

TAXATION

The cost of government as a whole in Nebraska has been reduced twenty-three million dollars per year. A net reduction of thirty-four million dollars in bonded indebtedness of the local subdivisions has been made. These gains should and must be maintained with further economies effected wherever possible. Local, as well as state administrations, must recognize the needs of those who pay as well as the needs and desires of those who spend. Successive drouths following a period of depression have reduced the capacity to pay.

At a time like this it is natural that some might think of lightening the tax burden by adopting new forms in lieu of existing forms of taxation. Experience of other states has amply demonstrated that such attempts to shift the tax burden have resulted in only increased taxation. I refer particularly to a general sales tax and a state income tax. Of the total tax dollar levied on property, approximately 11 cents goes for state purposes. Despite this small percentage, the state in its expenditures should at this time seek to hold down appropriations to a point commensurate with its most urgent needs.

The state should be an example for low cost government. The local subdivisions should follow this example. Nebraska as a state is in an enviable position. We have no indebtedness. We have adopted no new forms of taxation. Some of the local subdivisions are in distress because they incurred an excessive indebtedness. I do not believe it is possible to administer the political subdivisions of the state and avoid bonded indebtedness entirely. I do believe, however, it is possible for the political subdivisions to take an example from the state and for the most part to follow the PAY-AS-YOU-GO plan. A bill passed two years ago provides a method for constructing school buildings without creating bonded indebtedness. This is a start in the right direction.

BUILDING PROGRAM

The financing and construction of this magnificent building over a long period of years is an example of what can be accomplished without burdensome taxation. I believe it is self evident that a further building program for Nebraska is needed. Requests have been made by the governing bodies of charitable and penal institutions and of the higher educational institutions for additional buildings. The need exists for new buildings and for repair of old buildings, just as the need exists for new buildings, for repairing and repainting of old buildings in the towns and cities, as well as on thousands of farms throughout Nebraska.

The construction of new state buildings, whether for hospitals or for educational institutions, must be paid for directly or indirectly from the products of our soil. These products have not been forthcoming. We are waiting for adequate moisture to produce crops, the only source of wealth which we possess. We must likewise wait for public buildings until the source of payment is assured.

We know that new public buildings are needed. We do not know accurately how much building is needed nor do we know the estimated cost. I recommend that provisions be made for determination of these facts by a State Planning Board Committee. The purpose in granting this authority by the legislature would be to secure facts relative to present, as well as prospective needs, and estimated costs of those needs. This program may well extend over a period of at least ten years. The extent of the authority to be granted should be limited to the gathering of facts and the making of a report to the Governor. The Governor, in turn, should present this report to the next regular session of the legislature with the committee's recommendations.

Two years ago, the legislature recognized an emergency at the Hastings State Hospital where the condition of an old hospital building is such that repair is not practical. The condition is such as to create grave concern for the safety of the inmates. The legislature, on recommendation of the Governor, made an appropriation of $200,000.00 remaining in the capitol building fund for a new hospital building at Hastings, as a start in the way of providing a new building to replace the old one. An additional $161,000.00 in federal funds has been allocated for this purpose and bids will be received this month for the construction of the first unit of a new building. Additional construction work is imperative and an appropriation should be made or a levy provided by this legislature to take care of this emergency. I am making a study of the most pressing building needs and will make recommendation in my budget message.

HIGHWAYS

Nebraska has followed a wise course in its highway development using current revenue and federal aid for highway construction and avoiding indebtedness of any kind. I recommend a continuation of this program.

Our highways are of three general kinds—those on the federal aid system, those state highways not on the federal aid system and feeder roads on neither of the above mentioned systems.

We have added approximately 5,000 miles to the state highway system. We have nearly doubled the original mileage. At the same time, we have reduced the revenue going to the state by one and one-half million dollars per year represented by the one-half cent additional in gas tax appropriated to the counties and by a reduction in auto registration fees. This policy is obviously inconsistent, on the one hand to increase the responsibilities for construction and maintenance of state highways and at the same time to reduce the amount of revenue made available for such construction and maintenance.

For several years federal aid funds have been made available to a considerable extent with no requirement for matching. Under the present federal laws, we must match all federal road funds received (with the exception of those for railroad grade crossing eliminations). I call your attention here, as elsewhere, to the necessity for continuing the additional one cent gas tax law with a substantial part of it (probably over one-half) to be used for highway purposes. Under this plan, the Department of Roads and Irrigation will receive approximately the same amount per year in state funds as it received prior to 1933.

Nebraska is forty-seventh among the states of the Union and the District of Columbia in the amount of auto registration fees charged for each vehicle. Nebraska is twenty-eighth among the states in the rate of gas tax collected. Combining these two, Nebraska is forty-second in the amount of taxes charged for each motor vehicle. A higher gas tax and a lower registration fee is the more equitable plan. It charges the user of highways, whether he is a resident of the state or of some other state, in proportion to his use. It is interesting to note that a higher gas tax has apparently not reduced the sale of gasoline. Kansas, for example, with a three cent gas tax and a higher registration fee used an average of 534 gallons per motor vehicle per year while in the same period, an average of 540 gallons per motor vehicle was used in Nebraska.

HIGHWAY SAFETY

During the past year, as a result of efforts on the part of state and local officials combined with that of public-spirited citizens, the press and the radio, a reduction in highway fatalities has been made. However, we recognize that there continues to be far too many serious highway accidents resulting in death and serious injury and that something additional should be done to alleviate this condition. The 1929 session of the legislature passed a driver's license law which, experience has shown, is of little or no value. It is recommended that this law be amended so as to make it truly effective and that the granting of a driver's license to an individual shall be considered a privilege to be guarded by the licensee. It is felt that licenses should be renewed every two years and the fees from such licenses pay the cost of careful administration of the law, as well as the cost of greater enforcement of highway laws by the state sheriff.

LAW ENFORCEMENT

It is my belief that local officials should continue to be responsible for the enforcement of laws generally. It is my belief that the principal duties of the state sheriff's office should have to do with major crimes and traffic violations in cooperation with the local law enforcement agencies. I recommend an increase in the state sheriff's force in order to make this more effective. I recommend that no property tax be appropriated for state law enforcement and that the cost of administering state law enforcement shall be financed from revenue received from drivers' licenses, as above recommended.

Believing that under present conditions the acquiring of fire arms is made too easy, I recommend the passage of a uniform law in conjunction with other states in this section for the regulation of the sale of fire arms.

LIQUOR CONTROL

Two years ago in accordance with a mandate from the people of our state, a liquor control law was passed. The law passed recognizes local sentiment. This is, to my mind, one of the most fundamental requirements in a law of this character. I do not believe that major administrative changes are necessary or desirable at this time. Minor changes of an administrative character may be desirable. In case of making any such changes, extreme caution should be exercised to the end that the strongest features of our present law may not be destroyed.

I commend the legislature of 1935 for their patience, care and deliberation in working out a law which experience has shown lends itself to conditions in this state in a manner which has been more satisfactory to the average citizen than could reasonably have been expected.

BINDWEED

I realize that one of the problems facing Nebraska is that of weed pests, particularly bindweed. I vetoed a bill which dealt with this subject two years ago because I considered it inequitable and unworkable. It seems to me that the problem of eradicating the bindweed, as well as other destructive weeds, is one that can and should dovetail with the Soil Conservation Program. I recommend that this Honorable Body confer with those in charge of the Soil Conservation Program with the idea of making this subject a part of that Program.

I do not believe that any legislation granting state supervision should extend beyond provision for a Weed Commissioner. Obviously the use of state funds in any considerable amount would be more than the state could stand at this time.

SOIL CONSERVATION

The Federal Soil Conservation Act under its present provisions requires legislative action by the states by 1938. It is expected that the incoming Congress will extend this time. However, it is suggested that as this session progresses, the preparation and passage of a bill may be necessary, this depending upon what action, if any, is taken by Congress. Nothing which we can do to conserve and preserve the soil and strengthen and fortify the basic industry of agriculture is more worthy of our complete sympathy and support.

MORTGAGE MORATORIUM

Inasmuch as the drouth has continued during the past year and has affected most of the state, it would only seem proper to extend the moratorium to provide for those who have a fair and reasonable chance to refinance their indebtedness.

BUREAU OF EXAMINING BOARDS

A year ago it was found that the Cosmetology Board was spending funds in excess of those provided by law and in amounts greater than needed to administer this Board. The change in the administration of this Department whereby the Director of the Bureau of Examining Boards acts as Executive Secretary of the Board, has improved administration and effected economies making possible reduction in license fees. It is recommended that these fees be reduced from $3.00 to $2.00.

It is recommended that an engineers' and architects' licensing law be passed at this session. It is believed the passage of such a law will be instrumental in safeguarding the life, health and property of our people. This is in line with the accepted policy of our state.

STATE FAIR

In 1929 the legislature of Nebraska authorized the State Board of Agriculture to issue debentures for the purpose of constructing a grandstand on the State Fair Grounds. The total amounts issued were $250,000.00. The present amount due is $237,500.00 plus $23,512.51 accrued interest or total indebtedness of $261,012.51.

The State Board of Agriculture has been able to pay current interest during the past two years. It is apparent, however, that at the present rate of interest which these bonds carry it will probably be impossible for them to be liquidated with revenue from the grandstand receipts. I feel that there is at least a moral obligation on the part of the state because many purchasers of these bonds felt that the state was back of them. It may be possible that these bonds can be purchased below par.

I recommend that provision be made authorizing the Nebraska State Board of Agriculture to refund the indebtedness owing on the outstanding NEBRASKA STATE FAIR GRANDSTAND DEBENTURES authorized by section 2-111, Compiled Statutes of Nebraska for 1929, at a rate of interest not exceeding three percent per annum and that section 72-202, Compiled Statutes of Nebraska for 1929, be amended to provide that such refunding bonds or debentures shall be eligible as investment for funds of the Board of Educational Lands and Funds. The average investment of the State Board of Educational Lands and Funds at the present time does not exceed three percent interest. In view of this, it appears to me that under this plan, a moral obligation of the state will be discharged. The State Fair Board will be benefited by having its fixed charges reduced $5,937.50 per year. They should be able to start paying off principal during the next year with increased amounts of principal payments in succeeding years. The state funds will be safely invested at a current rate of interest.

STATE BONDING LAW

The Supreme Court has just handed down a decision which renders the State Bonding Law invalid. The opinion has not yet been received. When this opinion is received, in the event the reasons given for rendering this law invalid are such as can be corrected by legislative enactment, I recommend the passage of a new State Bonding law including such corrections.

CONCLUSION

These constitute the specific recommendations which I, as Governor, desire to present to you at this time. I submit them for your earnest consideration. I recognize the mutuality of interest which exists between us in taking whatever steps may seem necessary and vital to the welfare of Nebraska. My budget message, which will be submitted later, will include a discussion of other important subjects.

I welcome the opportunity to consult and advise with you in solving the problems with which you have been entrusted.

We are met at a time when our basic industry, agriculture, has been sorely afflicted. In almost seventy years of our existence as a state we have gone through periods of stress many times. We have always recovered. We have constantly advanced as a state. With the courage which we have inherited from the pioneer stock of this state, we will continue to advance. Let us look to the future with a spirit of optimism and hopefulness.

Respectfully submitted,

R. L. COCHRAN,
Governor of Nebraska

BIENNIAL REPORT

November 30, 1934 to December 1, 1936

STATE OF NEBRASKA

BOARD OF PARDONS

Governor R. L. Cochran	Chairman
Secretary of State Harry R. Swanson	Secretary
Attorney General Wm. H. Wright	Member

M. F. Kracher	Chief State Probation Officer
Goldie E. Frederick	Secretary to Probation Officer
Hazel Snyder	Stenographer
Madeline Simmons	Stenographer

To His Excellency
R. L. Cochran, Governor
Capitol Building
Lincoln, Nebraska

Dear Sir:

Pursuant to law I submit this biennial report covering the period November 30, 1934 to December 1, 1936. The first table shows the volume of work accomplished by the Board during this period. The other tables are such as the law requires, but for the sake of brevity the reason for the actions taken in each case could not be set forth in full. Those findings are on file in each case and are accessible to anyone wishing to see them. The Board held a regular meeting each month except the month of August 1935 and 1936.

Despite the general depression and unsatisfactory employment conditions, the percentage of violators is less than nine per cent. This is the lowest percentage of parole violations that any Nebraska Board of Pardons has had since there has been a Constitutional Board. Out of the thirty-nine violations from the State Penitentiary, Men's Reformatory, Women's Reformatory at York, and the State Industrial School at Kearney, thirty-one of these violators have been taken into custody and have been returned to the various Institutions.

In the vast majority of those cases where commutations were granted the maximum term was not reduced, but the commutations being made to fix a minimum term which would permit a parole.

I wish to thank you Governor, and the other members of the Board, for the courtesy and consideration extended this Department. I also wish to express my appreciation for the cooperation extended by the heads of the Institutions. I tender my thanks and appreciation to my secretary, Mrs. Frederick and to Miss Snyder, and Mrs. Simmons, who have continued in faithful service.

Respectfully submitted,
M. F. KRACHER,
Chief State Probation Officer

Approved:

Secretary, Board of Pardons

NEBRASKA BOARD OF PARDONS

Penitentiary	
Discharged by Expiration of Term	600
Pardons Granted	0
Commutations	96
Paroles Granted	116
Number of Violators	19
Violators Returned	17
Violators in Custody (Awaiting Return)	2
Reformatory for Men	
Discharged by Expiration of Term	339
Pardons Granted	0
Commutations Granted	32
Paroles Granted	134
Number of Violators	12
Violators Returned	10
Violators in Custody (Awaiting Return)	1
Reformatory for Women	
Discharged by Expiration of Term	58
Pardons Granted	0
Commutations Granted	7
Paroles Granted	20
Number of Violators	2
Violators Returned	1
State Industrial School	
Discharged by Expiration of Term	0
Pardons Granted	0
Commutations Granted	0
Paroles Granted	68

Number of Violators	4
Violators Returned	2
Violators in Custody (Awaiting Return)	0

County Jails

Commutations and Remissions Granted	2
Paroles Granted	0
Number of Violators	0

Summary

Discharged by Expiration of Term	997
Pardons	0
Commutations	135
Paroles	338
Violators	37
Violators Apprehended	30
Percentage of Violations	9
Drivers' Licenses Restored	0
Hearings Granted	485
Cases Denied	89
Respites Granted (By Governor)	103

PENITENTIARY

Paroles Granted

November 30th, 1934 to December 1st, 1936

Name	Crime	Term	Sentenced	Paroled
Ford, Thomas,	Break. & Ent	1- 2	11- 9-33	12-12-34
Collict, Tom,	Break. & Ent	1- 2	12-20-33	1-10-35
Miachel, Kenneth,	Robbery	3- 5	7- 3-31	1- 4-35
Hert, Frank,	Larceny	1- 2	11- 6-33	1-17-35
Meek, George,	Robbery	6	11- 5-31	2-13-35
Tatch, Irving,	Carry Con. Weapons	1½	2-17-34	2-13-35
Palmer, Roy,	Theft	2- 3	4- 8-33	2-15-35
Ayres, Carl,	Break & Ent	1- 3	7-29-33	2-22-35
Holtzclaw, Forrest,	Burglary	10	3-18-30	2-28-35
Clark, Jack,	Robbery	5	10-10-33	3-13-35
Stephens, Frank,	Larceny	3	3-14-34	3-13-35
Tobler, Ray,	Larceny	3	3-14-35	3-14-35
Erbst, John,	Forgery	3	5- 1-33	3-14-35
Murphy, Charles,	Break. & Ent	1-10	3-19-17	4- 1-35
Holst, Henry,	Stat. Rape	15	12-13-29	4- 1-35
Egbert, Charles,	Kidnapping for Rape	20	1- 6-30	4- 1-35
Jenkins, Ralph,	Auto Theft	1- 3	9- 5-33	4- 5-35

Name	Crime	Term	Sentenced	Paroled
McAvoy, David	Burglary	5	9-30-3..	4-10-35
Bayles, Robert	Shoot to Wound	2 yrs. & 8 mo.	11-17-33	4-10-35
Graunke, Ben	Embezzlement	4-10	2-18-33	4-11-35
Campbell, William	Shoot to Kill	5-10	7-10-31	4-11-35
Wessen, Ray	Break. & Ent.	1-10	7-13-25	4-11-35
Thorpe, LeRoy	Forgery	1- 3	10-27-33	5- 1-35
Snyder, Glenn	Embezzlement	1- 7	2-24-34	5- 9-35
FightsBear, John	Incest	20	10-22-30	6-13-35
Clark, F. H.	Ins. Fund Check	2- 4	9-20-33	6-13-35
Rosales, Jose	Theft	1- 5	3-24-34	6-20-35
Shropshire, Ross	Break. & Ent.	1- 3	5-29-34	6-22-35
Morris, Orvil	Intent to Injure	2-15	2-25-32	7- 1-35
Smith, Parks	Manslaughter	5	6-28-33	7-10-35
Cole, Edward	Break. & Ent.	3- 5	11-25-32	7-11-35
Gredys, Stanley	Assault to Rob	5	3- 3-33	7-11-35
Kalkowsky, Ray	Assault to Rob	5	3- 3-33	7-11-35
Hogan, Emmett	Robbery	2	9-13-34	7-11-35
Stearns, Robert	Forgery	1- 3	7-11-34	7-15-35
Berkheimer, William	Criminal Asslt.	15	8-18-28	7-27-35
Burger, William	Break & Ent.	2- 5	9-30-33	8- 1-35
Hite, Ray	Auto Theft	1-10	5-18-31	8- 1-35
Lloyd, William	Assault to Rob	2- 5	4-15-33	8- 8-35
Nelson, Clarence	Auto Theft	5	6- 9-34	9-12-35
Armes, Leslie	Forgery	1- 5	9-15-34	9-12-35
Gellispie, Harold	Robbery	10	12- 2-30	9- 1-35
Smith, Frank	Embezzlement	7-10	12-17-30	9- 1-35
Mahon, Andrew	Shoot to Kill	3- 7	9-23-31	10- 1-35
Richardson, Thomas	Burglary	3	4-25-34	10- 1-35
Tuttle, Ray	Auto Theft	5- 6	6-19-33	10- 1-35
Zugg, George	Auto Theft	5- 6	6-19-33	10- 1-35
Moore, Donald	Horse Stealing	2- 4	10-19-34	10- 9-35
Malone, James	Highway Robbery	10	11-20-30	10-10-35
Riley, King	Forgery	1- 3	7-31-34	10-10-35
Gill, Victor	Larceny	3- 5	4-21-33	10-12-35
Renick, Jack	Burglary	3-10	6-25-32	10-18-35
Zulinski, Vatz	Robbery	10	10-18-32	11-14-35
Kreemeyer, John	Stabbing to Wound	2	11-28-32	11-14-35
Helme, Keith	Kidnapping for Rape	15	1- 6-30	11-13-35
Ellenberg, Howard	Stealing	5-20	2- 6-32	11-13-35
Emery, Glenn	Grand Larceny	1- 3	8- 7-34	11-11-35
Young, Charles	Break. & Ent.	3	10-18-33	12- 1-35
Carter, George	Embezzlement	2-18	11-27-29	12- 1-35

Name	Crime	Term	Sentenced	Paroled
Kruse, Fred	Forgery	1-10	1-21-35	1- 9-36
Lempke, Frank	Cattle Theft	3	9-17-34	12-12-35
McFall, Lee	Cattle Theft	3	3- 5-34	12-11-35
Flannigan, James	Vio. Bank. Laws	5-10	9-22-33	12-15-35
Uerling, John	Forgery	5- 7	12-19-33	12-19-35
Barrett, Lee	Failing to Stop at Accident	1	9-26-35	1- 9-36
McMaichel, James	Burglary	5	9- 7-33	12-25-35
Delaney, Robert	Larceny as Bailee	2- 4	2- 9-34	2- 9-36
McCullough, Albert	Robbery	15	12- 9-29	3- 1-36
Gutru, George	Vio. Bank Laws	3	3-21-34	3- 1 36
Blanchard, Richard	Break. & Ent.	1-1½	2- 9-35	3- 2-36
Mohr, Henry	Remov. Mtg. Prop.	1- 3	2-19-35	3-16-36
Rigo, Robert	Robbery	12	11-29-29	4- 1-36
Schmid, Albert	Escap. Custody	2	1-29-35	4- 1-36
Torres, Frank	Burglary	1- 3	8-21-34	4- 1-36
Cook, Archie	Break. & Ent.	3- 7	10- 4-30	4- 1-36
Teresi, Harry	Sodomy	13	10-29-31	4- 1-36
Goracke, Leo	Break. & Ent.	1- 3	4-20-35	4- 9-36
Martin, Joe	Stealing Cattle	3	3-27-35	4- 9-36
Cash, Walter	Burglary	5	12-17-32	4- 9-36
Flannigan, Michael	Forgery	3- 5	4-17-35	4- 9-36
Kohl, C. E.	Embezzlement	2- 7	10-25-34	4-11-36
Alcovie, Raymond	Break. & Ent.	1- 3	9-17-34	4-15-36
Young, Ronald	Stabbing to Wound	1-20	10- 3-34	4- 1-36
Fisher, Alex	Robbery	3- 5	5-18-33	5- 5-36
Kasper, Joseph	Rec. Stolen Prop.	1- 7	5- 2-35	5-14-36
Trapp, Owen	Robbery	15	1-21-29	5-14-36
Osborn, George	Assault	3	5- 2-35	5-14-36
Samla, James	Break. & Ent.	3- 5	11-10-33	5-14-36
Lambert, Frank	Robbery	7	12-13-33	5-18-36
Middleton, David	Assault	3	5- 3-35	5-16-36
Kilstrup, Lawrence	Auto Theft	1-10	11-20-29	6- 1-36
Snider, Glenn	Embezzlement	1- 7	4-24-34	6-10-36
Luther, Lawrence	Forgery	3	2-25-33	6-11-36
McRae, Lester	Horse Theft	1-10	6-13-35	6-11-36
Hassett, Clifford	Break. & Ent.	5- 7	6-20-33	6-12-36
Hoyt, Terry	Robbery	7	12-12-33	6-13-36
Ross, Harry	Larceny as Bailee	2	5-15-35	6-20-36
Hostetter, Harry	Burglary	6	7-13-35	7- 9-36
Preston, Roy	Arson	2	7-13-35	7-12-36
Liebhart, Wayne	Grand Larceny	1- 2	3-25-35	7-13-36
McArdle, William	Cattle Theft	3	10-29-34	7-24-36

Name	Crime	Term	Sentenced	Paroled
Wackerla, John,	Grand Larceny	2	9- 3-35	9-10-36
Rezac, Albert,	Robbery	15	1-20-31	9-10-36
Moran, Earl,	Forgery	1- 3	8-16-35	9-10-36
Carr, Frank,	Auto Theft	2- 4	9-17-35	9-10-36
Gift, Fred,	Robbery	15	1-29-31	9-22-36
Klobedanz, Kenneth,	Break. & Ent.	8	10- 3-31	10- 3-36
Arlt, John,	Rape	5	12- 1-33	10- 3-36
Hall, Verl,	2nd Degree Murder	10	1- 7-33	10- 6-36
Russell, John,	Forgery	1- 3	9-24-35	10-14-36
Dryden, Charles,	Break. & Ent.	1- 5	10-29-35	10-14-36
Wakefield, Richard,	Forgery	1- 2	8- 5-35	10-14-36
Reitinger, Walter,	Assault to Rob.	2	9-23-35	10-14-36
McEvers, Nels,	Stat. Rape	3-10	10- 3-33	10-15-36
Hassel, Emil,	Embezzlement	1- 7	10- 1-35	10-15-36
Kelley, Roy,	Robbery	20	1-21-29	10-20-36
Kelley, Tom,	Robbery	20	1-21-29	10-20-36
White, Roy,	Cattle Theft	3- 4	3-11-35	11-13-36
Tombling, R. L.,	Forgery	1-20	7-25-35	11-17-36
King, Clifford,	Break. & Ent.	3- 7	1-14-34	11-13-36
Buck, William,	Arson	1- 5	10-29-35	11-12-36

REFORMATORY FOR MEN

Paroles Granted

November 30th, 1934, to December 1, 1936

Von Achen, Everett,	Robbery	3	3-22-33	12-12-34
Frazier, Kenneth,	Robbery	3	3-22-33	12-12-34
Nielson, Fred,	Break. & Ent.	2- 4	3-23-33	12-12-34
Brown, David,	Break. & Ent.	2- 4	3-23-33	12-12-34
Fish, Francis,	Auto Theft	1- 3	12- 2-33	12-12-34
Jones, Charles,	Larceny as Bailee	1- 7	4-26-26	12-20-34
Brewster, James,	Break. & Ent.	1- 3	3- 4-33	12-20-34
Ponedell, Max,	Auto Theft	1- 3	8- 1-33	12-30-34
Dafler, Floyd,	Larceny	1- 2	1-11-34	1- 9-35
Freeman, Ruebon,	Auto Theft	2	12-20-33	1- 9-35
Peter, Carl,	Auto Theft	2	12-20-22	1- 9-35
Bower, Theodore,	Break. & Ent.	1- 3	8-23-33	1-31-35
Tanner, Sabin,	Break. & Ent.	1- 2	7-24-33	2- 6-35
Heckathorn, H. J.,	Break. & Ent.	5	2-27-33	2-13-35
Carr, Eddie,	Robbery	5	11- 5-31	2-13-35
Moreno, Antony,	Theft	1- 3	2-14-34	2-31-35
Ronquillo, Arturo,	Theft	1- 3	2-14-34	2-31-35
Peter, Robert,	Break. & Ent.	2-2½	5-16-33	3-14-35

Name	Crime	Term	Sentenced	Paroled
Phister, Harry,	Burglary	2-2½	5-16-33	3-14-35
Oschner, Raymond,	Break. & Ent.	2-2½	5-16-33	3-14-35
Jimanez, Francisco,	Theft	1- 3	2.14-34	3.18-35
Brown, Leslie,	Break. & Ent.	1- 3	8-16-33	3-29-35
Freeman, Arntee,	Break. & Ent.	2- 5	4-16-33	4- 6-35
Ebeka, Clarence,	Burglary	1- 2	4- 3-34	4-11-35
Koch, Fred,	Auto Theft	2-4	8- 1-33	4-11-35
Kinnamon, Franklin,	Rape	10	12-29-30	4-11-35
Stairs, Oran,	Burglary	1- 2	4- 3-34	4-11-35
Morrison, Clarence,	Forgery	3-10	2-27-32	4-19-35
Pendergrass, Ford,	Embezz. & Theft.	1- 5	5- 5-33	4-22-35
Stutt, Edwin,	Break. & Ent.	1- 2	2-21-34	5- 1-35
Seldon, Ray,	Grand Larceny	1- 2	12-19-33	5- 1-35
Kempf, Joseph,	Arson	1- 3	1-17-34	5- 8-35
Mitchell, William,	Auto Theft	1- 2	5- 9-34	5- 8-35
Jackson, Lewis,	Burglary	1- 5	3-25-34	5- 9-35
Fowler, Walter,	Break. & Ent.	1- 2	4-14-34	5- 9-35
Alex, Betzold,	Burglary	1- 3	2-14-34	6- 1-35
Ehler, Alex,	Burglary	1- 3	2-14-34	6- 1-35
Fabala, Valentino,	Rec. Stolen Prop.	1- 2	5-19-34	6-12-35
Brill, Cecil,	Hog Stealing	1- 2	6-14-34	6-12-35
Vannony, Henry,	Forgery	1-2½	6- 2-34	6-12-35
Davis, Joy,	Forgery	1- 2	5-16-34	6-13-35
Wornke, Hollis,	Break. & Ent.	1- 2	3-10-34	6-13-35
Webber, Arthur,	Horse Stealing	1-10	5-21-34	6-18-35
Amos, Robert,	Forgery	3-20	6-11-32	6-19-35
Perez, Antony,	Assault to Wound	1- 3	2-14-34	7- 6-35
Probst, Frank,	Grand Larceny	1- 3	7- 2-33	7-10-35
Kurtz, Leo,	Robbery	5	11- 5-32	7-11-35
Ryan, Patrick,	Bigamy	2- 5	12- 2-33	7-11-35
Allen, Woodrow,	Break. & Ent.	1- 3	8-23-33	7-29-35
Hunnel, Clifford,	Grand Larceny	1- 2	5- 4-34	8- 1-35
Hentz, Hommer,	Break. & Ent.	1- 2	3-10-34	8- 1-35
Young, Ray,	Robbery	7	3-14-34	8- 1-35
Jones, Russell,	Larceny as Bailee	1- 7	4-20-26	7-11-35
Fox, Lloyd,	Break. & Ent.	1½-2	3-17-34	9- 1-35
Drbalka, John,	Robbery	3- 4	3-27-33	9-12-35
Schab, Walter,	Break & Ent.	2- 3	1- 3-34	9-12-35
Yarrington, Le Roy,	Break. & Ent.	1- 2	6- 1-34	9-12-35
Attebery, Virgil,	Jail Break	1- 2	9-11-34	9-12-35
Feldt, Onnie,	Theft	1- 3	1- 4-34	9-20-35
Linder, Roy,	Break. & Ent.	3-3½	5-16-33	10- 9-35
Hotchkin, Aubrey,	Theft	1- 3	9-22-34	10- 9-35

Name	Crime	Term	Sentenced	Paroled
Walters, Kenneth,	Theft	1- 3	9-22-34	10- 9-35
Klarr, Ira,	Break. & Ent.	1-10	10-21-33	10- 9-35
Grella, Leo,	Break. & Ent.	1- 2	9-25-34	10-10-35
Bawl, Harold,	Forgery	1- 3	4-30-34	10-10-35
Gates, Lawrence,	Auto Theft	1-10	2-20-34	10-15-35
Ray, Dallas,	Auto Theft	1-10	2-20-34	10-15-35
Bates, Merwin,	Break. & Ent.	3-10	11-10-33	11-10-35
Carel, Elmer,	Fornication	5	7-22-33	11-14-35
Sanders, Donald,	Cattle Theft	3	10-29-34	11-14-35
Morton, Elbren,	Break. & Ent.	2- 4	3-20-33	12- 1-35
Felton, Don,	Rec. Stolen Prop.	1- 7	12-17-34	12-12-35
Johnson, Arthur,	Grand Larceny	2- 4	3-22-34	12-15-35
Carptenter, Roland,	Forgery	1- 3	11- 9-34	1- 1-36
Obdusky, John,	Burglary	1- 3	10-23-33	1- 6-36
Park, Carl,	Robbery	3	2- 5-34	1- 6-36
Stringfield, Ellis,	Robbery	3	2- 5-34	1- 6-36
Krinklaw, Charles,	Robbery	5	8- 9-33	1- 9-36
Pitzer, Peck,	Ins. Fund Check	1- 3	7-11-34	1-11-36
McCann, Lawrence,	Assault to Rob.	2- 5	1-16-33	1-16-36
Ellis, Merwin,	Break. & Ent.	1- 2	1-10-35	2-10-36
Freiburg, John,	Robbery	10	6-25-32	3- 1-36
James, Pete,	Forgery	1- 3	2-11-35	2-13-36
Nielson, Henry,	Forgery	1- 5	5-26-34	3- 1-36
Fletcher, George,	Forgery	1-20	9- 5-29	3- 2-36
Kyriss, Floyd,	Robbery	3	2- 5-34	3- 6-36
Holman, Irvin,	Forgery	1- 2	12- 3-34	4- 1-36
Schmid, Ernest,	Break. & Ent.	3- 7	9- 8-32	4- 1-36
Williams, Howard,	Larceny as Bailee	1- 2	4-12-35	4- 9-36
Davis, Arthur,	Forgery	1- 2	4-10-35	4-28-36
Melch, Thomas,	Forgery	1- 2	5- 7-35	5-14-35
Lau, Clyde,	Break. & Ent.	1- 3	3-15-35	5-14-36
Loschiavo, Sam,	Robbery	5	7-19-34	6- 4-36
Townsend, Dale,	Break. & Ent.	1½-2	1-20-35	6-11-36
Rakes, Gallant,	Break. & Ent.	1- 3	3-15-35	6-11-36
Hester, Melton,	Forgery	2	6-22-35	6-11-36
Vance, Reginald,	Break. & Ent.	1- 2	3- 8-35	6-11-36
Cassner, Herman,	Forgery	2	6-22-35	6-12-36
Fox, Claude,	Jail Break	1½-2	8-10-34	11-18-35
Richards, William,	Wheat Theft	1- 2	3- 2-35	7- 1-36
Kreger, Glenn,	Robbery	7	1-29-32	7- 1-36
Payne, Harold,	Robbery	7	1-29-32	7- 1-36
Daniel, Forrest,	Grand Larceny	1- 7	1-12-35	7- 1-36
Schepker, Harold,	Wheat Theft	1- 2	3- 2-35	7- 1-36

Name	Crime	Term	Sentenced	Paroled
Grabowski, Edwin,	Wheat Theft........	1- 2	3- 2-35	7- 1-36
Larson, Harold,	Auto Theft...............	1- 2	2-16-35	7- 1-36
Feliz, Harold,	Grand Larceny.............	1- 5	4-17-35	7- 9-36
Hardy, Earl,	Des. R. R. Prop............	15 mos. 2 yrs.	6-11-35	7- 9-36
Cleam, Joseph,	Grand Larceny...........	1- 2	6- 4-35	7- 9-36
Hansen, Arthur,	Burglary..................	1- 5	3-13-35	8- 1-36
Frazier, Lloyd,	Auto Theft..................	1-10	10-14-30	8-13-36
Attebery, Leonard,	Assault to Rape..	2 yrs. & 4 Mos. to 3	9-25-34	8-25-36
Pavlik, Mike,	Burg. & Hog Theft......	1- 3	4-16-35	9-10-36
Pavlik, John,	Burg. & Hog Theft........	1- 3	4-16-35	9-10-36
Stewart, James,	Burg. & Hog Theft..	1- 3	4-16-35	9-10-36
Cass, Warren,	Forgery........................	2	7-25-35	9-10-36
Wyman, Arnold,	Burglary..................	1- 2	8- 7-35	9-10-36
Middleton, Archie,	Grand Larceny......	1- 3	4- 6-35	10- 9-36
Ortega, Anthony,	Burglary.................	1- 5	9-17-34	10-14-36
Jiminez, Joe,	Burglary.........................	1- 5	9-17-34	10-14-36
Clement, Clayton,	Auto Theft.............	2	8-17-35	10-15-36
Stone, Stanley,	Horse Stealing..........	1-10	3-11-35	10-20-36
Porter, Clayton,	Grand Larceny.........	1- 7	5- 7-35	11- 6-36
Floyd, Marcus,	Forgery......................	5	5-11-35	11-10-36
Costanzo, Anton,	Robbery.................	3	5-10-35	11-10-36
Cooklsey, Frank,	Hog Theft................	1½	11-22-35	11-13-36
Van Ness, Paul,	Break. & Ent............	3- 5	1-15-34	11-13-36
Chapin, Ben,	Forgery..........................	3	7-27-35	11-13-36
Nelson, LaVern,	Grand Larceny..........	1- 7	9- 3-35	11-13-36
Jensen, Clarence,	Break. & Ent..........	1- 3	11-27-35	11-13-36
Zupanic, Vincent,	Auto Theft.............	1- 5	2-15-35	11-27-36

REFORMATRY FOR WOMEN

Paroles Granted

November 30th, 1934 to December 1, 1936

McMahon, Alice,	Grand Larceny........	1	7-13-35	10-15-35
Lewis, Mary,	Grand Larceny..............	1	7-13-35	10-15-35
Moore, Arlene,	Forgery......................	2- 4	12-15-33	10-11-35
Ball, Grace,	Grand Larceny..................	1	5-28-35	11-13-35
Stastney, Elsie,	Grand Larceny..........	1- 7	1-26-35	2-17-36
Evans, Marcella,	Grand Larceny........	3	3-30-35	8- 1-36
Farm, Lorene,	Ins. Fund Check..........	2- 3	1- 9-35	7- 1-36
Foster, Marie,	Forgery........................	3	1-19-35	9-18-36

Forcade, Mary	Grand Larceny	2	1-25-36	11-23-36
Thorpe, Helen	Larceny	1- 3	10-31-35	11-23-36

STATE INDUSTRIAL SCHOOL

Paroles Granted

November 30th, 1934 to December 1, 1936

Name	Crime	Term	Sentenced	Paroled
Kroeger, Marvin	Grand Larceny	Indef.	3-6-33	12-26-34
Nichols, Marvin	Break. & Ent.	Indef.	11-29-33	12-26-34
Luther, Clyde	Carry. Con. Weapons	Indef.	7- 7-33	12-27-34
Burke, Lester	Break & Ent.	Indef.	7-31-33	1-22-35
Bahr, Burnice	Impersonation	Indef.	11- 3-33	2-25-35
Ende, Dehlno	Forgery	Indef.	7-15-33	3-18-35
Burke, Marshall	Break. & Ent.	Indef.	7-31-33	3-15-35
Ransdoll, Preston	Forgery	Indef.	11- 7-33	3-29-35
Allen, Gilford	Break. & Ent.	Indef.	3- 3-34	4- 1-35
Kaiser, Fred	Grand Larceny	Indef.	4- 5-34	4-18-35
Van Nortwick, Leo	Auto Theft	Indef.	4-30-34	5-20-35
Anderson, Dale	Break. & Ent.	Indef.	11-29-33	5-28-34
Fick, Ernest	Auto Theft	Indef.	4-28-34	6-27-35
Davison, Wayne	Auto Theft	Indef.	4-17-34	7- 2-35
Jones, Maldwyn	Rape	Indef.	3- 1-35	7-18-35
Peck, Alfred	Auto Theft	Indef.	4-19-34	8-24-35
Wilson, Joe	Forgery	Indef.	4- 6-34	9-13-35
Trehal, Merle	Break. & Ent.	Indef.	9- 9-34	9-13-35
Williams, Paul	Auto Theft	Indef.	2-15-34	9-20-35
Keever, Edgar	Robbery	Indef.	8-16-34	11-14-35
Clifton, Chester	Break. & Ent.	Indef.	9- 9-34	11-14-35
McWilliams, Jack	Break. & Ent.	Indef.	1- 3-35	11-14-35
McCann, Hale	Break. & Ent.	Indef.	11- 8-33	11-14-35
Hermandez, Frank	Grand Larceny	Indef.	3-29-34	1-17-36
Lane, Joe	Break. & Ent.	Indef.	12-11-34	2-13-35
Beard, Leonard	Break. & Ent.	Indef.	9- 9-34	2-13-36
Davenport, Alfred	Auto Theft	Indef.	3-13-34	10-18-35
Keefover, Dale	Break. & Ent.	Indef.	3-20-35	3-12-36
Koch, Wayne	Break. & Ent.	Indef.	5-18-35	3-12-36
Davis, Jess	Break. & Ent.	Indef.	3-28-34	3-12-36
New, Raymond	Forgery	Indef.	1- 7-35	3-12-36
Martinez, Mike	Auto Theft	Indef.	8- 3-34	10-12-35
Foster, Phillip	Burglary	Indef.	4-18-34	5-25-36
Turner, Donald	Grand Larceny	Indef.	6-22-35	5-14-36
Fisher, Lowell	Break. & Ent.	Indef.	2-16-35	7-13-36

Name	Crime	Term	Sentenced	Paroled
Bohrer, Otto,	Grand Larceny	Indef.	3-25-35	7-13-36
DeBoer, Edwin,	Auto Theft	Indef.	6-14-35	7-13-36
Evans, Ronald,	Grand Larceny	Indef.	6-22-35	7-13-36
Zoller, Theodore,	Arson	Indef.	10- 2-34	8-25-36
Allen, Clarence,	Break. & Ent.	Indef.	6-18-34	9- 1-36
Carracci, Wm.,	Auto Theft	Indef.	8- 4-35	9-10-36
Bates, Sam,	Auto Theft	Indef.	4-27-35	9-10-36
Buschong, Rudolph,	Auto Theft	Indef.	9- 6-35	9-25-36
Calluci, John,	Auto Theft	Indef.	8- 4-35	10-15-36
Hanelt, Elmer,	Auto Theft	Indef.	4-25-35	10-15-36
Hanelt, LeRoy,	Auto Theft	Indef.	4-25-35	10-15-36
Ohler, Harry,	Forgery	Indef.	9-15-35	10-15-36
Merrill, George,	Auto Theft	Indef.	9- 5-35	11-13-36
Kimes, Fred,	Break. & Ent.	Indef.	8- 2-35	11-13-36

PENITENTIARY

Commutations Granted

Name and Crime	Term	Sentenced	Disposition
Egbert, Charles, Kidnaping for Rape	20	1- 6-30	Comm. & Paroled
King, Art, Forgery	1-20	3-11-20	Max. Comm. & Discharged
Cook, Archie, Break. & Ent.	3- 7	10- 4-30	Comm. & Discharge another term to follow
Tatch, Irvin, Carrying Con. Weapons	1½	2-17-34	Comm. & Paroled
Streeks, Norman, Murder	Life	1-11-29	Comm. & Discharged request pros. official
Meek, George, Robbery	6	11- 5-31	Comm. & Paroled
Stevens, Frank, Cattle Theft	3	3-14-34	Comm. & Paroled
Tobler, Ray, Cattle Theft	3	3-14-34	Comm. & Paroled
Clark, Jack, Robbery	5	10-10-33	Comm. & Paroled
Erbst, John, Forgery	3	5- 1-33	Comm. & Paroled
Cook, Jack, Robbery	15	12-24-28	Comm. & Discharge for Deportation
Bayles, Robert, Shoot to Wound	2 yrs. & 5 Mos.	11-17-33	Comm. & Paroled
Renieck, Harold, Break. & Ent.	1-10	5-23-32	Comm. & Discharged another term to follow

Name and Crime	Term	Sentenced	Disposition
Richardson, Thomas, Burglary	3	4-25-34	Comm. & Paroled
Gellaspie, Harold, Robbery	10	12- 2-30	Comm. & Paroled
McAvoy, David, Burglary & Auto Theft	5- 7	9-30-30	Comm. & Paroled
Pierce, Raymond, Burglary	2-10	2-10-25	Comm. & Discharged another term to follow
Smith, Frank, Embezzlement	7-10	12-17-31	Comm. & Paroled
Tuttle, Ray, Auto Theft	5- 6	6-19-33	Comm. & Paroled
Zugg, George, Auto Theft	5- 6	6-19-33	Comm. & Paroled
Boldman, Edward, Bigamy	4- 5	6- 6-35	Comm. & Paroled
FightsBear, John, Incest	20	10-22-30	Comm. & Paroled
Uerling, John, Forgery	5- 7	12-19-33	Comm. & Paroled
Young, Charles, Break. & Ent.	3	10-18-33	Comm. & Paroled
O'Neal, Clarence, Robbery	15	1- 7-29	Comm. & Paroled
Terresi, Harry, Sodomy	13	10-29-31	Comm. & Paroled
McCullough, Albert, Robbery	15	12- 9-29	Comm. & Paroled
Ebert, George, Robbery	10	11-20-30	Comm. & Paroled
Nelson, Clarence, Auto Stealing	5	6-29-34	Comm. & Paroled
Moore, Donald, Horse Theft	2- 4	10-19-34	Comm. & Paroled
Herandez, Albert, Killing & Slaying	5	1- 4-34	Comm. & Dis. for Deportation
Rigo, Robert, Robbery	12	11-29-29	Comm. & Paroled
Smith, Willima, Robbery	20	2-21-30	Comm. & Paroled
Kreimeyer, John, Stabbing to Wound	2	11-28-34	Comm. & Paroled

Name and Crime	Term	Sentenced	Disposition
Sedlak, Alfred, Murder	Life	9- 1-33	Comm. to 7 years
Ellenburgh, Howard, Stealing	5-20	2- 6-32	Comm. & Paroled
Zelinski, Vatz, Robbery	10	10-18-32	Comm. & Paroled
Helme, Keith, Kidnaping for Rape	15	1- 6-30	Comm. & Paroled
McArdle, William, Cattle Theft	3	10-29-34	Comm. & Paroled
Lempke, Frank, Cattle Theft	3	9-17-34	Comm. & Paroled after 5 years
Klobendaz, Kenneth, Break. & Ent.	8	10- 3-31	Comm. & Paroled
McFall, Lee, Cattle Theft	3	3- 5-34	Comm. & Paroled
Lopez, Peter, Murder 2nd Degree	30	1-20-21	Comm. for Deportation
Schmid, Albert, Escaping Custody	2	1-29-35	Comm. & Paroled
Barrett, Leo, Failing to stop at scene of accident	1	9-26-35	Comm. & Paroled
Hall, Verle, 2nd Degree Murder	10	1- 7-33	Comm. & Paroled at end of 3 years 9 Mos.
Rehak, Vaclar, Murder	Life	10-29-17	Comm. to 28 yrs.
Cook, Archie, Escaping Custody	2	1- 9-35	Comm. & Paroled
Newcomb, Edwin, Murder	Life	7-28-25	Comm. to 16 yrs.
Kelley, Tom, Robbery	20	1-21-29	Comm. & Paroled
Cash, Walter, Burglary	5	12-17-32	Comm. & Paroled
Simpson, William, Murder	Life	11-20-23	Comm. & Paroled at end of 20 years
Martin, Joe, Cattle Theft	3	3-27-35	Comm. & Paroled
Flannigan, Michael, Forgery	3- 5	4-17-35	Comm. & Paroled
Kohl, C. E., Embezzlment	2- 7	10-25-34	Comm. & Paroled

Name and Crime	Term	Sentenced	Disposition
Kerr, O. L., Incest	20	9-24-29	Comm. & Paroled
Preston, Roy, Arson	2	7-15-35	Comm. & Parole after 1 year
Hoyt, Terry, Robbery	7	12-12-33	Comm. & Paroled
Lambert, Frank, Robbery	7	12-12-33	Comm. & Paroled
Middleton, David, Rape	3	5- 3-35	Comm. & Paroled
Osborn, George, Rape	3	5- 3-35	Comm. & Paroled
Trapp, Owen, Robbery	15	1-21-29	Comm. & Paroled
Maxwell, George, Auto Theft	3	12-22-34	Comm. & Paroled
Luther, Lawrence, Forgery	6	2-25-33	Comm. & Paroled
Ross, Harry, Larceny as Bailee	2	5-15-35	Comm. & Paroled
Hill, William, Rape	10	4-28-32	Comm. & Discharged another term to follow
Nolte, Raymond, Murder	Life	10-19-25	Comm. to 16 yrs. and Paroled
Harris, LeRoy, Robbery	25	2-25-30	Comm. to 12 yrs. and Paroled
Black, William, Robbery	3	3- 2-35	Comm. to 2 yrs. and Paroled
Krowley, Max, Robbery	50	8-20-29	Comm. to 15 yrs.
Evans, Orville, Robbery	50	8-20-29	Comm. to 20 yrs.
Rumbaugh, Ralph, Cattle Theft	3	11-23-34	Comm. to 2 yrs. and Paroled
Hopkins, Oscar, Carnal Abuse of Female Child	7	7-21-32	Comm. & Paroled after 6 yrs.
Hostetter, Harry, Burglary	6	7-13-35	Comm. & Paroled
Lukemyres, Charles, Murder 2nd Degree	35	6-17-27	Comm. & Paroled after 14 yrs.
Kelley, Roy, Robbery	20	1-21-29	Comm. & Paroled
Mayo, Dan, Stat. Rape	5	11-18-33	Comm. & Paroled after 3 yrs. & 6 Mos.

Name and Crime	Term	Sentenced	Disposition
Braunia, Roy, Murder	Life	5-6-20	Comm. to 26 yrs.
Wacherla, John, Grand Larceny	2	9-3-35	Comm. & Paroled
Carr, Frank, Auto Theft	2-4	9-17-35	Comm. & Paroled
Rezac, Albert, Robbery	15	1-20-31	Comm. & Paroled
Gift, Fred, Robbery	15	1-29-31	Comm. & Paroled
Smith, Stoy, Stat. Rape	5	1-8-35	Comm. & Paroled after 2½ years
Strong, Thomas, Break. & Ent.	4	8-4-34	Comm. & Paroled
Arlt, John, Rape	5	12-1-33	Comm. & Paroled
Smith, Leland, Arson	2-9	10-5-35	Comm. & Paroled
Roitinger, Walter, Assault to Rob.	2	9-23-35	Comm. & Paroled
White, Roy, Cattle Theft	3-4	3-11-35	Comm. & Paroled
Henry, William, Murder 2nd Degree	Life	12-1-16	Comm. to 33 yrs.
Irving, Lloyd, Robbery	10	11-21-31	Comm. to 8 yrs.
Greanough, Lawrence, Cattle Theft	7	11-29-33	Comm. & Paroled after 5 yrs.
Jensen, Louis, Break. & Ent.	1½	11-7-35	Comm. & Discharged for Deportation
Fuller, Landon, Burglary	4	8-22-33	Comm. & Paroled
McMichael, James, Burglary	5	9-7-33	Comm. & Paroled
Flannigan, James, Viol. Banking Laws	5-10	9-22-33	Comm. & Paroled

REFORMATORY FOR MEN

Commutations Granted

Novmeber 30th, 1934, to December 1, 1936

Frazier, Kenneth, Robbery	3	3-22-33	Comm. & Paroled
Von Achen, Everett, Robbery	3	3-22-33	Comm. & Paroled

Name and Crime	Term	Sentenced	Disposition
Freeman, Reuben, Auto Theft	2	12-20-33	Comm. & Paroled
Peter, Carl, Auto Theft	2	12-20-33	Comm. & Paroled
Robison, Wilmer, Robbery	5½	11- 5-31	Comm. & Discharged another term to follow
Wahls, James, Robbery	6	11- 5-31	Comm. & Discharged another term to follow
Carr, Eddie, Robbery	5	11- 5-31	Comm. & Paroled
Heckathorn, J. H. Robbery	5	2-27-33	Comm. & Paroled
Bates, Marvin, Break. & Ent.	3-10	11-10-33	Comm. & Paroled
Kinnamon, Franklin, Rape	10	12-29-30	Comm. & Paroled
Morrison, Clarence, Forgery	3-10	2-27-32	Comm. & turned over to Govt for further Prosecution
Young, Raymond, Robbery	7	3-14-32	Comm. & Paroled
Freeberg, John, Robbery	10	1-21-32	Comm. & paroled
Kyriss, Floyd, Robbery	3	2- 5-34	Comm. & Paroled
Stringfield, Ellis, Robbery	3	2- 5-34	Comm. & Paroled
Park, Carl, Robbery	3	2- 5-34	Comm. & Paroled
Sanders, Donald, Cattle Theft	3	10-29-34	Comm. & Paroled
Carel, Elmer, Fornication	5	7-22-33	Comm. & Paroled
Koch, George, Calf Theft	5	11-29-33	Comm. & Paroled end of 3 years
Kreeger, Glenn, Robbery	7	11-29-33	Comm. & Paroled
Payne, Harold, Robbery	7	11-29-33	Comm. & Paroled
Krinklaw, Charles, Robbery	5	8- 9-33	Comm. & Paroled
Cobb, Olin, Robbery	4	12-12-33	Comm. & Paroled
Cassner, Herman, Forgery	2	6-22-35	Comm. & Paroled

Name and Crime	Term	Sentenced	Disposition
Hester, Milton, Forgery	2	6-22-35	Comm. & Paroled
Cass, Warren, Forgery	2	7-25-35	Comm. & Paroled
Costanzo, Anton, Robbery	3	5-10-35	Comm. & Paroled after 18 months
Clement, Clayton, Auto Theft............	2	8-17-35	Comm. & Paroled
Floyd, Marcus, Forgery	5	5-11-35	Comm. & Paroled after 18 months
Jensen, Tage, Break. & Ent.......	1½	11- 7-35	Comm. & Discharged for Deportation
Chapin, Ben, Forgery	3	7-27-35	Comm. & Paroled
Clarkson, Floyd, Cattle Theft	3- 4	3-11-35	Comm. & Paroled after 3 years

REFORMATORY FOR WOMEN

Commutations Granted

November 30th, 1934 to December 1, 1936

Name and Crime	Term	Sentenced	Disposition
Lewis, Mary, Grand Larceny	1	7-13-35	Comm. & Paroled
McMahon, Alice, Grand Larceny	1	7-13-35	Comm. & Paroled
Ball, Grace, Grand Larceny	1	5-28-35	Comm. & Paroled
Foster, Marie, Forgery	3	1-19-35	Comm. & Paroled after 2 years
Evans, Marcella, Grand Larceny	3	3-30-35	Comm. & Paroled
Forcade, Mary, Grand Larceny	2....	1-25-36	Comm. & Paroled

COUNTY JAIL CASES

Commutations Granted

November 30th, 1934 to December 1, 1936

Name and Crime	Term	Sentenced	Disposition
Burnham, Ralph, Viol. Liquor Laws, 1½ in Penitentiary & 2,700 Fine..........		9- 5-35	Fine Remitted to $500.00
Hall, Dean, No Fund Check, $100.00 Fine and costs........		10- 6-36	Fine Remitted

PENITENTIARY

Respites Granted

November 30, 1934 to December 1, 1936

Name and Crime	Term Sentenced		Disposition
Raymond, Thompson, Cattle Theft	3	5 days	Testify in Court
Fielder, George, Break. & Ent.	1½	3 days	Visit Sick Parent
Uerling, John, Forgery	5-7	7 days	Witness in Court
Thatch, Irvin, Carrying Conc. Weap.	1½	2 days	Attend Brother's Funeral
Frahm, Fred, Manslaughter	10	20 days	Further Prosecution
Carlson, C. C., Forgery	3-9	1 day	Testify in Court
Carlson, C. C., Forgery	3-9	1 day	Testify in Court
Thiele,, Ferdinand, Forgery & Cattle Theft	3	3 days	Testify in Court
Thiele, Ferdinand, Forgery & Cattle Theft	3	3 days	Testify in Court
Stoddard, Jack, Burglary	1½	10 days	Further Prosecution
Pugh, Jay, Larceny	1-2	3 days	Attend Daughter's Funeral
Meyers, Clinton, Murder	Life	2 days	Visit Sick Mother
Bradford, Wesley, Murder	15	1 day	Attend Father's Funeral
Thiele, Ferdinand, Forgery & Cattle Theft	3	1 day	Visit Sick Sister
Maryott, Miles, Murder	Life	5 days	Make Criminal Identification
Green, Alex, Cattle Theft	3	3 days	Attend Father's Funeral
Lemon, Charles, Cattle Theft	3	7 days	Testify in Court
Kilstrup, Lawrence, Auto Theft	1-10	10 days	Visit Sick Mother
Lawrence Kilstrup,			

Name and Crime	Term Sentenced		Disposition
Auto Theft	1-10	10 days	Visit Sick Mother
Carlson, C. C., Forgery	3-9	1 day	Testify in Court
Stutsman, Troy, Grand Larceny	1-2	4 days	Testify in Court
Obert, August, Attempted Arson	1-2	4 days	Testify in Court
Marshall, Ross, Sodomy	1½	1 day	Attend Mother's Funeral
Marshall, Ross, Sodomy	1½	1 day	Attend Mother's Funeral
Russell, John, Forgery	1-3	1 day	Attend Mother's Funeral
Preston, Roy, Arson	2	2 days	Visit Sick Son
Ruiz, Efrain, Carrying Conc. Weap.	1	4 days	Testify in Court
Ruiz, Efrain, Carrying Conc. Weap.	1	4 days	Testify in Court
Banks, Percy, Break. & Ent. and Habitual Criminal	10	1 day	Attend Sister's Funeral
Lempke, Frank, Cattle Theft	3	3 days	Testify for State
Jedlicka, Edw., Murder	Life	1 day	Attend Sister's Funeral
Glaser, Otto, Break. & Ent.	10	3 days	Testify for State
Lambert, Frank, Robbery	7	1 day	Visit Sick Mother
Flannigan, Michael, Forgery	3-5	2 days	Visit Sick Brother-in-Law
Smetak, Adolph, Murder	Life	1 day	Visit Sick Sister
Knudsen, Nels, Assault to Injure	1-16 Mos.	3 days	Attend Father's Funeral
Lawson, Walter, Larceny	3	1 day	Condition of Health
Stansbury, Earl, Forgery	6 Mos.	30 days	Condition of Health
Rhoades, Louis, Assault to Wound	8 Mos.	4 days	Attend Father's Funeral
Davenport, John, Break. & Ent.	2	3 days	Attend Mother's Funeral

Name and Crime	Term	Sentenced	Disposition
Wilson, Lester, Forgery	2	5 days	Attend Mother's Funeral
Wilson, Lester, Forgery	2	4 days	Attend Mother's Funeral
Wilson, Lester, Forgery	2	7 days	Attend Mother's Funeral
Kerr, Allen, Robbery	3	3 days	Attend Mother's Funeral
Wacherla, John, Grand Larceny	2	2 days	Visit Sick Father
Stansburry, Earl, Forgery	6 Mos.	30 days	Condition of Health
Fork, Ed. Murder	Life	1 day	Visit Sick Son
Rumbaugh, Ralph, Cattle Theft	3	4 days	Attend Son's Funeral
Main, Ivy, Chicken Theft	1	5 days	Visit Sick Father
Stansburry, Earl, Forgery	6 Mos.	30 days	Condition of Health
Slonnecker, Darryl, Viol. Motor Veh. Laws	3	7 days	Testify for State
Aust, John, Robbery of Person	25	1 day	Attend Sister's Funeral
Thiele, Ferdinand, Forgery	3	5 days	Attend Mother's Funeral
Bartlett, Lawrence, Forgery	1	4 days	Attend Father's Funeral
Rogery, Jack, Cattle Theft	4-5	2 days	Attend Wife's Funeral
Rodine, Ansel, Forgery	1	3 days	Visit Sick Mother
Dillen, Thomas, Embezzlement	1-3	4 days	Attend Father's Funeral
Rodine, Ansel, Forgery	1	3 days	Attend Mother's Funeral

REFORMATORY FOR MEN
Respites Granted
November 30th, 1934 to December 1, 1936

Name and Crime	Term	Sentenced	Disposition
Jesse, Joe, Grand Larceny	2	2 days	Testify in Court

Name and Crime	Term	Sentenced	Disposition
Gorup, Martin, Grand Larceny	2	2 days	Testify in Court
Gorup, Martin, Grand Larceny	2	21 days	Testify in Court
Jesse, Joe, Grand Larceny	2	11 days	Attend Father's Funeral
Kock, Fred, Auto Theft	2-4	4 days	Attend Father's Funeral
Rezinana, Wm., Break. & Ent.	1	10 days	Visit Sick Mother
Searles, George, Chicken Theft	1	7 days	Attend Grandmother's Funeral
Linder, Roy, Break. & Ent.	3-3½	5 days	Attend Grandmother's Funeral
McCann, Lawrence, Assault to Rob	2-5	3 days	Attend Sister's Funeral
Barhan, Gayle, Robbery	3-4	3 days	Attend Uncle's Funeral
Barhan, Harry, Robbery	3-4	3 days	Attend Uncle's Funeral
Rumbaugh, Hugh, Cattle Theft	3	7 days	Testify in Court
Koch, George, Cattle Theft	5	7 days	Attend Uncle's Funeral
Kennedy, Joseph, Break. & Ent.	1-2	3 days	Testify in Court
Case, Cecil, Assault to Rob	2	4 days	Attend Brother's Funeral
Mogard, Ben, Parole Violation	1	7 days	Attend Mother's Funeral
Brown, Wm., Break. & Ent.	5	7 days	Testify in Court
Reed, John, Robbery	3	3 days	Testify in Court
Edward, Earl, Robbery	3	3 days	Testify in Court
Porter, Clayton, Grand Larceny	1-7	6 days	Testify in Court
Porter, Clayton, Grand Larceny	1-7	10 days	Testify in Court
Jedlicka, Anton, Assault to Rob	10	1 day	Attend Sister's Funeral
Waln, Kenneth Break. & Ent.	1-3	4 days	Attend Fathers' Funeral

Name and Crime	Term	Sentenced	Disposition
Attebury, Leonard, Assault to Rape	2¼-3	3 days	Attend Sister's Funeral
Tatum, Ronald, Carrying Con. Weapons	6 Mos.	4 days	Attend Wife's Funeral
Lucky, Merle, Rec. Stol. Prop.	1	7 days	Testify in Court
Hastings, Edward, Auto Theft	3-10	3 days	Attend Mother's Funeral
Koch, Adam, Ins. Fund Check	1-2	4 days	Attend Sister's Funeral
Zimmerly, Albert, Bigamy	1-3	1 day	Attend Grandmother's Funeral
Martin, Robert, Forgery	3	1 day	Attend Father at sick bed side
Asendorff, Ralph, Grand Larceny	1-2	7 days	Further Prosecution
Gleason, Orville, Parole Viol.	2	7 days	Further Prosecution
McGarity, Morris, Obt. Money under false pretense	1-5	2 days	Attend Sister-in-law's Funeral
Asendorff, Ralph, Grand Larceny	1-5	6 days	Further Prosecution

REFORMATORY FOR WOMEN
Respites Granted.
November 30th, 1934 to December 1, 1936

Name and Crime	Term	Days	Reason
Forcade, Mary, Grand Larceny	2	2 days	Testify in Court
Foster, Bertha, Embezzlement	14 Mos.	30 days	Visit sick Mother

The Chair declared a recess at 2:30 P. M.

The Legislature reconvened at 2:55 P. M., President Jurgensen presiding.

RESOLUTION—Introduced by P. L. Cady

Felicitating Honorable Frank S. Wells, Fairbury, Nebraska, Representing the Twenty-second Legislative District, upon the occasion of his Seventy-second Birthday.

Preamble.

Whereas, January 7, 1937 marks the seventy-second birthday of Honorable Frank S. Wells, representing the twenty-second legislative district, a venerable and distinguished legislator now serving his eighth consecutive term in the Nebraska State Legislature, and

Whereas, the valuable public service which our legislative associate has rendered generally to his state and particularly to his constituents, should be recognized, NOW THEREFORE,

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That this Legislature, by means of this Resolution, pauses for a few moments in its deliberations to felicitate Honorable Frank S. Wells upon his achievements as a legislator, expresses the hope that his years of worthy service may be lengthened, and extends to him the good wishes of this Legislature upon his seventy-second birthday.

MOTION—To Adopt Resolution

Mr. President: I move that the Resolution be adopted and a copy be spread upon the pages of the Journal and a copy be forwarded to Mr. Wells.—Cady, Regan, Hall, Schultz, Brodecky, Dafoe, Brady, Norton, Warner and Haycock.

The motion prevailed and the resolution was adopted.

Dr. Bixby, Mayor of Geneva, was introduced by President Jurgensen.

REPORT OF COMMITTEE ON COMMITTEES

Mr. President:

Your Committee on Committees authorized to formulate a plan providing for the number of standing committees and the membership of each such committee, recommends the following standing legislative committees and the number to serve thereon, to-wit:

Agriculture (including conservation, fish and game, live stock and grazing)	11 Members
Appropriations (formerly referred to as the Committee on Finance, Ways and Means) and (including State Institutions)	11 Members
Banking and Insurance	7 Members
Claims and Deficiencies	5 Members

Commerce and Communications (including railroads and bus lines, telegraph, telephone, electric and manufacturing companies)	9 Members
Drainage, Irrigation and Water Power	7 Members
Education (including university and normal schools, public schools and libraries and school lands and funds)	9 Members
Enrollment and Review (including arrangement, phraseology and correlation)	5 Members
Government (including state, county, and municipal governments, elections and apportionment)	9 Members
Judiciary	9 Members
Labor and Public Welfare (inculding social security) public health service and child labor	9 Members
Legislative Administration (including employees, printing, audit and accounts)	5 Members
Public Health and Miscellaneous Subjects	7 Members
Public Highways and Bridges	7 Members
Revenue (including revenue and taxation, salaries, licenses and fees)	9 Members
Rules (including procedure and order of business)	5 Members

Respectfully submitted
R. C. REGAN, Chairman
WALTER R. JOHNSON, Secretary

Mr. Regan moved the adoption of the report of Committee on Committees.

Substitute Motion

Mr. President: I move to amend the report of the Committee on Committees by striking out "public health service" under Labor and Public Welfare, and by changing Miscellaneous Subjects to read Public Health Service and Miscellaneous Subjects.—NORTON.

The Committee report was adopted as amended.

MOTION—To Buy Stamps

Mr. President: I move that each member be supplied with stamps to the extent of fifty cents per day each legislative day from date of our convening. The enlargement of the Districts has caused requests for large mailing lists.

(Signed) DUNN

Substitute Motion

Mr. President: I move to strike the words **fifty cents** and insert one dollar in lieu thereof.—CADY.

Voting in the affirmative, 26;

Adams, E. A
Adams, J., Jr
Brady
Brandt
Brodecky
Cady
Carlson
Carsten
Dafoe
Frost
Gantz
Hall
Haycock
Howard
Johnson, R W
McMahon
Miller
Murphy
Neubauer
Peterson, C. H.
Pizer
Schultz
Slepicka
Strong
Von Seggern
Worthing

Voting in the negative, 16;

Armstrong
Ashmore
Carpenter
Comstock
Diers
Dunn
Knickrehm
Norton
Nuerenberger
Peterson, J. B.
Regan
Reynolds
Thomas
Tvrdik
Warner
Wells

Absent and not voting 1, Johnson, Walter R.

The substitute motion prevailed.

MOTION—To Furnish Letter Heads

Mr. President: I move that the clerk be instructed to furnish each member of this body with one thousand letterheads and one thousand envelopes.—Gantz.

The motion prevailed.

MOTION—Name Plates

Mr. President: I move that the matter of name plates to be placed on the members' desks be left to the Committee on Legislative Administration with power to act.

(Signed) W. R. JOHNSON.

The motion prevailed.

MOTION—To Adjourn

At 3:10 P. M. on motion of Mr. Norton the Legislature adjourned to 10:00 A. M. Friday.

HUGO F. SRB,
Clerk of the Legislature.

FOURTH DAY

Legislative Chamber,

Lincoln, Nebraska, January 8, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M. President Jurgensen presiding.

The roll was called and all members were present.

The Chaplain led the legislature in prayer.

The Journal for the second and third days was approved as corrected.

The Chair declared a recess at 10:15 A. M. until 10:45 A. M.

AFTER RECESS

The Legislature reconvened at 11:20 A. M.

The roll was called and all members were present.

COMMITTEE REPORT—Committee on Committees

Mr. President: Your Committee on Committees begs leave to report that it has met and selected the personnel of the Standing Committees as follows:

AGRICULTURE: Neubauer, Chairman; E. A. Adams, Brodecky, Carlson, Carsten, Frost, Howard, Roy W. Johnson, Norton, C. Peterson, Reynolds.

Meets Tuesday and Thursday.

APPROPRIATIONS: Brady, Chairman; Brandt, Brodecky, Diers, Haycock, McMahon, C. Peterson, Strong, Tvrdik, Warner, Wells.

Meets Monday, Wednesday and Friday.

BANKING AND INSURANCE: Hall, Chairman; E. A. Adams, Carlson, Howard, Knickrehm, Schultz, Slepicka.

Meets Wednesday and Friday.

CLAIMS AND DEFICIENCIES: Howard, Chairman; J. Adams, Carpenter, Dunn, Hall.

Meets Monday.

COMMERCE AND COMMUNICATIONS: W. R. Johnson, Chairman; Armstrong, Brady, Carpenter, Dafoe, Diers, Knickrehm, Pizer, Warner.

Meets Tuesday and Thursday.

DRAINAGE, IRRIGATION AND WATER POWER: Pizer, Chairman; Cady, Carpenter, Murphy, Neubauer, J. Peterson, Von Seggern.

Meets Wednesday and Friday.

EDUCATION: Schultz, Chairman; Carlson, Carsten, R. W. Johnson, Neubauer, Nuernberger, Pizer, Reynolds, Slepicka.

Meets Monday.

ENROLLMENT AND REVIEW: Armstrong, Chairman; Diers, C. Peterson, Thomas, Von Seggern.

Meets on call.

GOVERNMENT. Cady, Chairman; E. A. Adams, Ashmore, Knickrehm, Miller, Murphy, Norton, J. Peterson, Von Seggern.

Meets Monday.

JUDICIARY: Dafoe, Chairman; Armstrong, Comstock, Frost, Gantz, W. R. Johnson, Regan, Thomas, Worthing.

Meets Monday, Wednesday and Friday.

LABOR AND PUBLIC WELFARE: Dunn, Chairman; J. Adams, Ashmore, Carsten, R. W. Johnson, Miller, Norton, Nuernberger, Reynolds:

Meets Wednesday and Friday.

PUBLIC HEALTH AND MISCELLANEOUS SUBJECTS: Worthing, Chairman; J. Adams, Dunn, Hall, Miller, Regan, Schultz.

Meets Tuesday and Thursday.

PUBLIC HIGHWAYS AND BRIDGES: Wells, Chairman; Cady, McMahon, Nuernberger, J. Peterson, Slepicka, Strong.

Meets Tuesday and Thursday.

REVENUE: Haycock, Chairman; Ashmore, Brandt, Comstock, Gantz, Murphy, Thomas, Tvrdik, Von Seggern.

Meets Tuesday and Thursday.

R. C. REGAN, Chairman.

The report was adopted.

COMMUNICATIONS

A letter was received from the Nebraska State Railway Commission in regard to the use of Room No. 2100 during the session of the Legislature.

MOTION—To Place Locks on Desks

Mr. President: I move that the clerk be instructed to provide locks on each desk.

CHARLES TVRDIK

The motion prevailed.

MOTION—Mailing of Legislative Journals

Mr. President: I move that each member be allowed forty Legislative Journals to be mailed to their constituents postage to be paid from the general legislative fund.

R. C. REGAN.

The motion prevailed.

MOTION—To Adjourn

At 11:40 A. M. on motion of Mr. Norton the Legislature adjourned until 10:00 A. M. Monday.

HUGO F. SRB,
Clerk of the Legislature.

FIFTH DAY

Legislative Chamber,

Lincoln, Nebraska, January 11, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except John Adams Jr.

The Journal for the fourth day was approved.

MOTION—Order of Business

Mr. President: I move that pending the adoption of the permanent standing rules, the order of business of the Legislature shall be as follows:

Prayer by the Chaplain.

Roll Call.

Call for correction of the Journal.

Petitions and memorials.

Report of standing committees.

Report of select committees.

Resolutions.

Introduction of bills.

Bills on first reading by title.

Bills on second reading by title.

Bills on third reading.

Vote on reconsideration of vetoed bills.

Special order of the day.

Consideration of bills on select file.

Consideration of bills on general file.

Unfinished business, including messages on the Pesident's desk.

Miscellaneous business.

(Signed) J. N. NORTON

The motion prevailed.

COMMUNICATIONS

Communications were received from Representatives Bankhead, McLaughlin and Coffee regarding WPA allotments.

RESOLUTION

Authorizing and designating the title of the Legislature of Nebraska.
Offered by P. L. Cady, W. F. Haycock and John Peterson.

PREAMBLE

WHEREAS, the voters by amendment to the constitution established a legislative body of a single house for the state of Nebraska, and

WHEREAS, heretofore under the bicameral legislative system, supplanted by said amendment, the two chambers of the legislature were designated as the Senate and the House of Representatives respectively, and

WHEREAS, since no name or title for the one-house legislature was attempted to be given or given by said amendment, it is fitting and proper that said legislature shall be designated by appropriate name and title,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That the name SENATE be and is hereby designated as the legal title of this legislative body.

Which resolution was laid over until tomorrow.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 1—By W. F. Haycock, Leland R. Hall, Edwin Schultz, Emil E. Brodecky, Swan Carlson, Lester L. Dunn.

A Bill for an Act relating to revenue; to provide for the payment of certain general real property taxes delinquent on the date when this act shall take effect, without interest, penalties, costs or other charges added thereto; to provide for the payment of personal property taxes delinquent on said date without interest or penalties added thereto; to amend Sections 14-553, 15-822, 16-702, 77-1502, 77-1903, 77-1904, 77-1908, 77-1910, 77-1922, 77-1931, 77-2006, 77-2007, 77-2008, 77-2009, 77-2010, 77-2011, 77-2014, 77-2018, 77-2040, 77-2041, 77-2105, 77-2106, 77-2107, 77-2117, 77-2120, 77-2142, Compiled Statutes of Nebraska, 1929 and Sections 17-567, 77-1815, 77-1915, 77-2001, 77-2002, 77-2004, 77-2101 Compiled Statutes of Nebraska, Supplement for 1933, and Sections 77-1959 and 15-812, Compiled Statutes of Nebraska, Supplement 1933, as amended by Sections 1 and 2, Chapter 151, Session Laws of Nebraska for 1935, and Section 77-2039, Compiled Statutes of Nebraska for 1929, as amended by Section 1, Chapter 162, Session Laws of Nebraska for 1935, and Chapter 156 of the Session Laws of Nebraska for 1935; and to repeal said original sections, and to declare an emergency.

LEGISLATIVE BILL NO. 2—By Carpenter.

A Bill for an Act relating to infants; to provide penalty for encouraging, causing or contributing to the delinquency of a delinquent or dependent child; to repeal Section 43-221, Compiled Statutes of Nebraska 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 3—By Carpenter.

A Bill for an Act to amend Section 60-322, Compiled Statutes of Nebraska, 1929, relating to the registration and license of motor vehicles; to provide penalties for the violation thereof; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 4—By Regan, Reynolds, Neubauer, Brady, Miller, Strong, Wells, Carsten, Murphy, Carlson, Frost, Gantz, Haycock, Cady, Carpenter.

A Bill for an Act to amend Sections 20-21,159 and 20-21,161, C. S. Supp., 1935, relating to emergency relief for debtors on notes secured by real estate mortgages, deeds of trust or land sale contracts and for the relief for owners of real estate encumbered thereby; to grant and declare a moratorium in actions for the enforcement thereof; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 5—By Regan.

A Bill for an Act to amend Section 68-104, Compiled Statutes of Nebraska, 1929, relating to overseers of the poor and the employment of a physician for the poor of the county; to repeal said original section, and to declare an emergency.

LEGISLATIVE BILL NO. 6—By Comstock, Roy W. Johnson, Ashmore, Brady, Worthing, Brandt, Schultz, Reynolds, Gantz, Howard.

A Bill for an Act to amend Section 83-732, C. S. Supp., 1935, relating to state institutions; to provide that the cost of caring for patients committed to hospitals for the insane from the several counties shall be annually defrayed by state levy; to prescribe procedure for the collection of said expense; and to repeal said original section.

LEGISLATIVE BILL NO. 7—By Tvrdik.

A Bill for an Act granting power and authority to any City or incorporated village, under the conditions specified in this act, to convey its title to any real estate owned by such city or village and dedicated and/or used as a public park, to the school district in any such city or village within whose boundaries such real estate may lie; providing for the uses to which real estate so conveyed shall be used by such school district; and to declare an emergency.

LEGISLATIVE BILL NO. 8—By John B. Peterson.

A Bill for an Act to designate an official, appropriate and descriptive preface to the names of individual members of the Legislature.

LEGISLATIVE BILL NO. 9—By Nuernberger.

A Bill for an Act to amend Section 39-1401, C. S. Supp., 1935, relating to state highways; to provide changes in and additions to the state highway system; and to repeal said original section.

MOTION—For Salary of Members

Mr. President: I make a motion that each member be allowed $500.00 of his salary at this time.

(Signed) HAYCOCK.

SUBSTITUTE MOTION

Mr. President: I move that the salary be $272, plus expense which may be included, and balance of $200 per month till first year's salary is completely paid.

(Signed) SCHULTZ.

The motion was lost.

SECOND SUBSTITUTE MOTION

Mr. President: I move as a substitute motion that each member be paid one-half of the first year's salary, amount $436.00.

(Signed) DIERS.

The substitute motion was lost and the original motion prevailed.

Mr. O. K. Armstrong from Springfield, Missouri addressed the Legislature briefly.

MOTION—For Mileage Fees

Mr. President: I move that members be allowed 5 cents per mile, from their respective homes, to Lincoln and return, as traveling expense.

(Signed) DIERS.

The motion was lost.

MOTION—In Regard to Legal Advisers

Mr. President: Moved that the question of a Commission of Legal Advisers be referred to the Judiciary Committee for investigation and report.

(Signed) THOMAS.

The motion prevailed.

Messrs. Armstrong and Hall asked to be excused for tomorrow.

MOTION—To Adjourn

At 11:25 A. M. on motion of Mr. Norton, the Legislature adjourned until 10:00 A. M. Tuesday.

HUGO F. SRB,
Clerk of the Legislature.

SIXTH DAY

Legislative Chamber,

Lincoln, Nebraska, January 12, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M. President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present, except Armstrong and Hall, who were excused.

The Journal for the fifth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Haycock, a petition requesting a game preserve.

Mr. Thomas, Mr. Tvrdik and Mr. Worthing, to amend Barber Act.

STANDING COMMITTEE REPORTS

Judiciary

Mr. President: Your Committee on Judiciary respectfully reports as follows:

It has duly considered the matter of employment of legal counsel for the benefit of the Legislature and respectfully recommends to the Legislature that Louis TePoel of Omaha, Nebraska, and Robert Van Pelt of Lincoln, Nebraska be employed as Legislative counselors at the rate of Twenty-five Dollars ($25.00) per day for such time as their services shall be needed.

That Milton C. Murphy of Lincoln, Nebraska be employed as bill drafter and legal counselor for such time as his services are needed and that he shall be paid at the rate of Twenty-five Dollars ($25.00) per day for services rendered.

That request be made by the Legislature to the Nebraska reference Bureau to the effect that the entire facilities of the Nebraska Reference Bureau be made available to the legal counselors so employed by the Legislature.

Respectfully submitted,

(Signed) CHARLES A. DAFOE,
Chairman.

MOTION—To Amend Committee Report

Mr. President: I move to amend the Committee Report that Mr. G. E. Price be substituted for Mr. Murphy as bill drafter at $25.00 per day.

(Signed) JOHN ADAMS, Jr.

Roll call demanded:

Voting in the affirmative, 11:

Adams, J., Jr.
Ashmore
Brodecky
Gantz
Howard
McMahon
Murphy
Peterson, C. H.
Reynolds
Schultz
Tvrdik

Voting in the negatitve, 25:

Adams, E. A.
Brady
Brandt
Cady
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
Neubauer
Norton
Nuernberger
Pizer
Regan
Slepicka
Strong
Thomas
Von Seggern
Wells
Worthing

Not voting, 7:

Armstrong
Carlson
Comstock
Hall
Miller
Peterson, J. B.
Warner

The motion was lost.

MOTION—To Amend Committee Report

Mr. President: I move to amend by striking out the name of Mr. Murphy.

(Signed) JOHN PETERSON.

The motion was lost.

The committee report was adopted.

MESSAGES FROM THE GOVERNOR

State Tax Commissioner Appointment

William H. Smith

To the Members of the Legislature
of Nebraska

Gentlemen:

I have the honor to submit for your consideration and approval the name of William H. Smith for State Tax Commissioner, for the term ending January, 1939. Mr. Smith is serving in that position at the present time. I feel his experience and excellent record will fully commend him for your favorable consideration.

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

Game, Forestation and Parks Commission

Guy R. Spencer

To the Members of the Legislature
of Nebraska

Gentlemen:

I have the honor to submit for your confirmation the appointment of Mr. Guy R. Spencer of Omaha as a member of the Game, Forestation and Parks Commission for the five year term commencing January 15th, 1936.

Mr. Spencer was appointed January 6th, 1936. The legislature was not in session at that time. I take this first opportunity to request your approval.

Respectfully submitted,
(Signed) R. L. COCHRAN, Governor.

Game, Forestation and Parks Commission

J. B. Douglas

To the Members of the Legislature
of Nebraska

Gentlemen:

I have the honor to submit for your confirmation the appointment of Mr. J. B. Douglas of Tecumseh as a member of the Game, Forestation and Parks Commission for the five year term commencing January 15th, 1937.

Respectfully submitted,
(Signed) R. L. COCHRAN, Governor.

Board of Education of State Normal Schools

E. D. Crites

To the Members of the Legislature
of Nebraska

Gentlemen:

I have the honor to submit for your confirmation the appointment of Mr. E. D. Crites of Chadron as a member of the Board of Education of State Normal Schools for the six year term commencing January 1st, 1937.

Respectfully submitted,
(Signed) R. L. COCHRAN, Governor.

Board of Education of State Normal Schools

Bernard McNeny

To the Members of the Legislature
of Nebraska.

Gentlemen:

I have the honor to submit for your confirmation the appointment of Mr. Bernard McNeny of Red Cloud as a member of the Board of Education of State Normal Schools for the six year term commencing January 1st, 1937.

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

MOTION—To Consider Appointments

Mr. President: I move that the names of appointees submitted by Governor R. L. Cochran for confirmation be considered by the Legislature on January 13, 1937 at regular session.

(Signed) CHARLES A. DAFOE.

The motion prevailed.

RESOLUTION

Mr. President: I move the adoption of the resolution authorizing and designating the title of the Legislature of Nebraska.

(Signed) P. L. CADY,
W. F. HAYCOCK,
JOHN B. PETERSON.

The motion prevailed and the resolution was adopted.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 10—By Committee on Appropriations.

A Bill for an Act to provide for the payment of compensation of officers of the Legislature, of employees, mileage of members, and for supplies and other incidental expenses incurred during the Fifty-second Session of the Legislature of the State of Nebraska; and to declare an emergency.

LEGISLATIVE BILL NO. 11—By Dunn.

A Bill for an Act to amend Sectoin 44-414 of the 1929 Compiled Statutes of Nebraska and to include within its provisions fraternal benefit societies, and to repeal said section as originally existing.

LEGISLATIVE BILL NO. 12—By Dafoe, Schultz.

A Bill for an Act to provide for the time and amount of payment of the salaries of members of the Legislature and to declare an emergency.

LEGISLATIVE BILL NO. 13—By Dunn.

A Bill for an Act to amend Section 1, of Chapter 102, of the Session Laws of Nebraska for 1935 and to include within its provisions fraternal benefit societies, and to repeal said section as originally existing.

BILLS ON SECOND READING

The following bills were read the second time by title:
(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 1. By Haycock, Hall, Schultz, Brodecky, Carlson, Dunn.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 2. By Carpenter.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 3. By Carpenter.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 4. By Regan, Reynolds, Neubauer, Brady, Miller, Strong, Wells, Carsten, Murphy, Carlson, Frost, Gantz, Haycock, Cady, Carpenter.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 5. By Regan.

Referred to Committee on Public Health.

LEGISLATIVE BILL NO. 6. By Schultz, Comstock, Roy W. Johnson, Ashmore, Brady, Worthing, Brandt, Reynolds, Gantz, Howard.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 7. By Tvrdik.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 8. By John B. Peterson.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 9. By Nuernberger.

Referred to Committee on Highways and Bridges.

MOTION—For Advancement of Legislative Bill No. 10

Mr. President: With the consent of the Legislature, I move that Legislative Bill No. 10 now be read the second time.

(Signed) BRADY

The motion prevailed.

MOTION—For Advancement of Legislative Bill No. 12

Mr. President: With the consent of the Legislature I move that Legislative Bill No. 12 now be read the second time.

(Signed) SCHULTZ

The motion prevailed.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 10. By Committee on Appropriations.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 12. By Dafoe and Schultz.

Referred to Committee on Appropriations.

State Senator C. W. Fine of North Dakota addressed the Legislature briefly.

MOTION—By Dunn

Mr. President: I move that a committee be appointed to meet with the Labor Delegation from Omaha today.

(Signed) DUNN

Motion carried.

The Chair appointed to serve on that Committee Dunn, John Adams Jr., Ashmore, Carsten, Roy W. Johnson, Miller, Norton, Nuernberger, Reynolds.

MOTION—For Mailing List

Mr. President: I move that each member be allowed to mail out at legislative expense ten copies of Legislative Bills to ten addresses.

(Signed) HAYCOCK

The motion was lost.

MOTION—For Mailing List

Mr. President: I move that it be left to the discretion of the member to mail out Legislative Bills, but not to exceed 40 in number.

(Signed) E. M. VON SEGGERN

The motion was lost.

MOTION—For Mailing List.

Mr. President: I move that each member be allowed to mail out at legislative expense Legislative Bills as he sees fit.

(Signed) HAYCOCK

The motion prevailed.

MOTION—Correction in Blue Book

Mr. President: I move that former Senator A. T. Howard's picture be inserted in the Blue Book by the Legislative Reference Bureau in place of that of R. M. Howard in the senatorial group.

(Signed) R. M. HOWARD

The motion prevailed.

MOTION—To Adjourn

At 11:35 A. M. on motion of Mr. Norton the Legislature adjourned until 10:00 A. M. Wednesday.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTH DAY

Legislative Chamber,
Lincoln, Nebraska, January 13, 1937

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Cady.

The Journal for the sixth day was approved.

PETITIONS AND MEMORIALS

Mr. Brandt presented a petition from his constituents to amend the Barber Act.

COMMUNICATIONS

Letters were read from Senator Edward R. Burke, Congressman Karl Stefan and Aubrey Williams, Deputy Administrator under Mr. Hopkins, acknowledging receipt of the resolution adopted by this body in regard to WPA in Nebraska.

RESOLUTION

The following resolution was offered by Mr. Carsten:

"WHEREAS, an emergency exists by reason of the delay incident to obtaining funds for general expenses of the Senate and for mailing purposes,

"AND WHEREAS, the business of the Senate of the State of Nebraska is seriously handicapped by the lack of funds for postage and other expenses incident to mailing material, now therefore, "BE IT RESOLVED BY THE SENATE OF THE STATE OF NEBRASKA IN FIFTY-SECOND SESSION ASSEMBLED:

"Sec. 1. That the Legislative Administration Committee of the Senate of the State of Nebraska, Fifty-second Session assembled be and they are hereby authorized to secure a loan from a bank in the name of the Senate of Nebraska, Fifty-second Session assembled, in the amount of one thousand ($1,000.00) dollars for the purpose of paying the expense of postage and other expenses incident to the necessary mailing of the material of the Senate."

Mr. Carsten moved the adoption of the resolution.

The motion prevailed and the resolution was adopted.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO 14. By Dunn, Miller, Murphy, Von Seggern, Thomas, Ernest A. Adams, Knickrehm.

A Bill for an Act relating to Engineers and architects; to regulate the professional practice of engineering and architecture, creating the State Board of Examiners for Professional Engineers and Architects, providing for the necessary funds to defray the expenses thereof; and providing penalties for the violations of this act.

LEGISLATIVE BILL NO. 15. By Ashmore, Neubauer.

A Bill for an Act to amend Section 16-254, Compiled Statutes of Nebraska, 1929, relating to cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants; to provide the compensation which said cities shall pay to the sheriffs of their respective counties for boarding city prisoners confined in the jails of the counties in which said cities are situated; and to repeal said original section.

LEGISLATIVE BILL NO. 16. By Gantz.

A Bill for an Act to amend Sections 79-208 and 79-209, Compiled Statutes of Nebraska, 1929, relating to schools; to provide for the selection of sites for school buildings; and to repeal said original sections.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 11. By Dunn

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 13. By Dunn

Referred to Committee on Banking and Insurance.

CONFIRMATION OF APPOINTMENTS

MOTION—To Confirm the Appointment of J. B. Douglas

Mr. President: I move confirmation of J. B. Douglas as a member of the Game, Forestation and Parks Commission.

(Signed) Dafoe.

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Cady
Diers
Frost
McMahon

The motion prevailed and the appointment was confirmed.

MOTION—To Confirm the Appointment of Wm. H. Smith

Mr. President: I move that the nomination of Wm. H. Smith as State Tax Commissioner be confirmed.

(Signed) R. C. REGAN

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Armstrong
Comstock
Dafoe
Dunn
Miller
Murphy
Neubauer
Schultz
Slepicka
Strong

Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Cady
Diers
Frost
McMahon

The motion prevailed and the appointment was confirmed.

MOTION—To Confirm Appointment of Guy R. Spencer

Mr. President: I move that the appointment of Guy R. Spencer of Omaha as a member of the Game, Forestation and Parks Commission for the term of five years commencing January 15, 1936 be confirmed.

(Signed) WALTER R. JOHNSON.

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 0.

Not voting, 5:

Cady
Wells
Diers
Frost
McMahon

The motion prevailed and the appointment was confirmed.

MOTION—To Confirm Appointment of E. D. Crites

Mr. President: I move that the appointment of E. D. Crites of Chadron as a member of the Board of Education of State Normal Schools be confirmed.

(Signed) HARRY E. GANTZ.

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Cady
Diers
Frost
McMahon

The motion prevailed and the appointment was confirmed.

MOTION—To Confirm Appointment of Bernard McNeny

Mr. President: I move the confirmation of the appointment of Bernard McNeny as a member of the Board of Education of the State Normal Schools.

(Signed) R. C. REGAN.

Voting in the affirmative, 30:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carsten
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 3:

Adams, J., Jr.
Carlson
Carpenter

Not voting, 10:

Cady
Comstock
Frost
Howard
McMahon
Neubauer
Peterson, J. B.
Reynolds
Strong
Wells

The motion prevailed and the appointment was confirmed.

EXPLANATION OF VOTE BY MR. CARPENTER

Mr. President: I vote no for the reason I feel that the member of the board should be in closer contact with the youth of this state and allied with the teaching profession.

(Signed) CARPENTER.

MOTION—For Change in Committee Personnel

Mr. President: I move that Senator Leland Hall be transferred from the Committee on Public Health and Miscellaneous Subjects to the Committee on Commerce and Communications; also that Harry L. Pizer be transferred from the Committee on Commerce and Communications to Public Health and Miscellaneous Subjects.

(Signed) R. C. REGAN, Chairman
Committee on Committees.

The motion prevailed.

MOTION—To Adjourn

At 10:35 A. M. on motion of Mr. Dunn the Legislature adjourned until 10:00 A. M. Thursday.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTH DAY

Legislative Chamber,

Lincoln, Nebraska, January 14, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present excepting Comstock, Frost and Regan, who were excused.

The Journal for the seventh day was approved as corrected.

PETITIONS

The following members introduced petitions from their constituents:

Johnson, a petition regarding support of inmates of state institutions; Brodecky, a petition in regard to college training for school teachers; Dunn, requesting ratification of the Child Labor Amendment.

COMMUNICATIONS

A letter was read from Congressman Henry C. Luckey acknowledging receipt of a copy of the Resolution on WPA in Nebraska.

A letter was read from the Pastime Athletic and Political Club requesting extension of the moratorium law.

A letter was read from Robert Van Pelt accepting the appointment as legal counselor for the Judiciary Committee.

A letter was read from Donald E. Devries, Deputy Secretary of State, regarding purchase of supplement.

STANDING COMMITTEE REPORT

Judiciary

Mr. President: Your committee on Judiciary begs leave to report that a public hearing before the Judiciary Committee will be held in the Supreme Court Hearing Room on Legislative Bill No. 4, on Wednesday, January 20, at 2:00 P. M.; and on Monday, January 18th a public hearing will be held on Legislative Bill No. 2; and that on Monday, January 25th a public hearing will be held on Legislative Bill No. 6.

(Signed) CHARLES A. DAFOE, Chairman.

RESOLUTION

To Memorialize the Congress of the United States to Provide Federal Funds Which May Be Loaned to Farmers on the Same Basis as Emergency Drought Feed Loans of 1934-35.

Introduced by Senator John D. Reynolds

Whereas, farmers in the drought devastated sections of the State of Nebraska produced no grains and a very short crop of rough feeds of inferior quality, and

Whereas, a large percentage of the drought section farmers have no income or source of credit which may be used to finance purchase of feed supplies for livestock, and

Whereas, lack of proper feed for milk cows and hens has reduced their production of saleable products to the vanishing point, and

Whereas, under existing conditions, with no vegetables or fruit produced on farms in 1936, the farmer is dependent more than ever on the sale of dairy and poultry products to supply the necessities of life, and

Whereas, it is equally essential to grain-feed horses in order that their condition may permit doing the heavy spring work in preparing the fields for seeding and planting, and

Whereas, the lack of adequate and proper feed with the severe cold weather is already causing a heavy loss of livestock, which is certain to increase during the remaining winter months, and

Whereas, it is important and necessary to the reasonably prompt recovery of the farmer that he should be permitted to retain a minimum of 20 units of livestock, (1) in order to afford an income which will permit the farm family to exist and (2) to afford breeding stock for the production of animals for market and the feeding of 1937 crops, in order not to have to throw an excess supply of grains on the central markets, thus reducing grain prices and farm income further, and accordingly reducing the farmer's ability to repay the feed and seed loans he obtains, and

Whereas, it is imperative to the economic well-being of our nation that the farmer be maintained on the farm in order that we may obtain the utmost production of foodstuffs after these years of drought and shortage which has seriously depleted the carry-over of normal supplies, and

Whereas, it is equally imperative that feed and seed loans be made available immediately in order to minimize the damage to livestock and farm operations now accruing,

Now, therefore, BE IT RESOLVED by the Senate of Nebraska that our Senators and Members of the Congress of the United States be and they are hereby urged to exert the utmost efforts to provide federal funds which may be loaned to farmers quickly and as nearly as possible on the same basis as the Emergency Drought Feed loans of 1934-35 in order that grain and feed for livestock may be obtained without more delay; that provision be made for seed loans with equal promptness and that the agency handling such loans be authorized to accept applications immediately in order to insure the securing of seed supplies in ample time to permit the sowing and planting in proper season and not a month too late as in the spring of 1936, and

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to each member of Congress from Nebraska and to the Secretary of Agriculture, Henry A. Wallace.

(Signed) Sen. John D. Reynolds.

Action on the above resolution was deferred until tomorrow.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 17. By Knickrehm, Carsten, and Hall.

A Bill for an Act to amend Section 71-2003, Compiled Statutes of Nebraska, 1929, relating to public health and welfare; to provide that registered cosmetologists shall be exempt from the provisions of "The Barber Act," except shaving, trimming the beard and cutting the hair, unless, incidental to a permanent wave; and to repeal said original section.

LEGISLATIVE BILL NO. 18. By Miller.

A Bill for an Act to amend Sections 26-214 and 77-403, Compiled Statutes of Nebraska, 1929, relating to county government and officers; to provide for the appointment of precinct, township or ward assessors; to repeal said original sections; and to repeal Section 32-212, Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 19. By Miller.

A Bill for an Act to amend Section 39-1401, C. S. Supp., 1935, relating to state highways; to provide changes in and additions to the state highway system; and to repeal said original section.

LEGISLATIVE BILL NO. 20. By Pizer. (By request)

A Bill for an Act to permit Thomas Bailey and Sibil Bailey husband and wife, and Earl Cox and Reeta Cox, husband and wife, of the city of North Platte, Lincoln County, Nebraska, to file suit against the state of Nebraska in the district court of Lincoln County, Nebraska, for the purpose of having a fair and impartial adjudication of their claims for damages in tort for personal injuries and property damage sustained by them on December 2, 1933, when an automobile in which they were riding precipitated into a deep, unguarded and unlighted hole in State Highway No. U. S. 183, at a point about twenty miles south of the city of North Platte, Nebraska; to provide for the waiver of sovereignty on the part of the state of Nebrsaka for the prosecution of said suit; to admit and create liability and permit recovery of damages against the state of Nebraska in the premises, if any there be; to waive the defense of the statute of limitations on behalf of said state; and to declare an emergency.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 14. By Dunn, Miller, Murphy, Von Seggern, Thomas, Ernest A. Adams, Knickrehm.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 15. By Ashmore, Neubauer.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 16. By Gantz.

Referred to Committee on Education.

MOTION—To Purchase Supplement to Statutes

Mr. President: I move that each member be furnished a 1935 Supplement to the 1929 Compiled Statutes, payment to be made out of legislative expense fund.

(Signed) DUNN.

MOTION—To Amend

Mr. President: I move to amend the motion by adding the words "at a cost of not to exceed $5.00 per volume".

(Signed) R. M. ARMSTRONG.

Mr. Dunn consented to amendment.

The motion, as amended, prevailed.

MOTION—To Recess

At 10:30 on motion of Mr. Norton the Legislature recessed until 11:00 o'clock.

AFTER RECESS

The Legislature reconvened at 11:00 A. M., President Jurgensen presiding.

With the unanimous consent of the members the resolution offered this morning by Mr. Reynolds was read the second time, and Mr. Reynolds moved its adoption.

The resolution was adopted.

STANDING COMMITTEE REPORTS

Rules

Mr. President: Your Committee on Rules herewith submits and recommends for adoption the following proposed standing rules to govern the Legislature in its proceedings:

RULE I

Duties of the President

1. The Lieutenant Governor shall preside as President of the Legislature, and the Speaker, as President pro tempore shall preside when the Lieutenant Governor shall be absent, incapacitated, or shall act as Governor. All referecnes herein made to the President shall be construed as meaning the Speaker whenever he may preside in the absence of the Lieutenant Governor.

2. The President shall take the chair each legislative day at the hour to which the Legislature shall have adjourned at the last sitting. He shall call the Legislature to order, and a quorum being present, shall proceed to business in the manner and order prescribed by these rules. A majority of the members elected to the Legislature shall constitute a quorum.

3. If the President finds that a number less than a quorum is present, he shall so state, and a majority of the members present, if five in number, may compel the presence of all members subject to a call of the Legislature.

4. He shall preserve order and decorum, and in case of disturbance or disorderly conduct in the galleries, or in the lobby, may cause the same to be cleared.

5. He shall sign, in the presence of the Legislature while the same is in session and capable of transacting business, all bills and resolutions passed by the Legislature. All writs, warrants and subpoenas issued by the order of the Legislature shall be under his hand and seal, attested by the Clerk.

6. He shall rise to put a question, but he may state it sitting.

7. He may speak to a point of order in preference to members, rising from his seat for that purpose, and shall decide the questions of order, subject to an appeal to the Legislature by any member, on which appeal no member may speak more than once, unless by leave of the Legislature.

8. The President shall have the right to name any member to perform the duties of the Chair, but such substitution shall not extend beyond the adjournment.

9. The Lieutenant Governor when presiding over the Legislature shall vote only when the Legislature is equally divided.

10. In the absence of both the Lieutenant Governor and the Speaker the chairman of the Judiciary Committee shall preside, and shall exercise all the powers herein conferred on the President, except the authority to sign bills or resolutions that may be passed by the Legislature.

RULE II

Officers Elected and Their Duties

1. At the commencement of its first session the Legislature shall nominate by informal ballot and shall elect by ballot the following officers:

   Speaker.

   Clerk of the Legislature.

   Assistant Clerk.

   Sergeant at Arms.

   Doorkeeper.

   Postmaster.

   Chaplain.

2. The vote of a majority of the elected members shall be required for the election of each such officer.

3. In general the duties of the officers of the Legislature shall be those usual to such officers.

4. The Clerk of the Legislature shall keep a brief but accurate daily journal of the proceedings of the Legislature. He shall enter in the daily journal messages of the Governor in full; titles of bills; every vote, including the ayes and nays, and a brief statement of the contents of each resolution, petition and memorial or other paper presented for the consideration of the Legislature.

5. The Assistant Clerk, in the absence of the Clerk, shall be authorized to exercise all of the duties herein prescribed for the Clerk of the Legislature, including the signing of those papers which may require the signature of the Clerk of the Legislature.

6. The Sergeant at Arms shall attend the Legislature during its sittings, to execute the commands of the Legislature from time to time, together with all such processes issued by authority thereof as shall be directed to him by the presiding officer.

7. The Doorkeeper shall enforce strictly the rules as they relate to the privileges of the legislative chamber.

8. The Postmaster shall superintend the post-office kept in the Capitol for the accommodation of the members, and shall be responsible for the prompt and safe delivery of their mail.

9. The Chaplain shall attend and shall open with prayer each day's sitting of the Legislature.

10. Each permanent officer shall take an oath to support the Constitution of the United States, and the Constitution of the State of Nebraska, and to faithfully discharge the duties of his office according to the best of his ability, and to keep the secrets of the Legislature when acting on confidential or executive business.

11. Any officer of the Legislature may be re-called upon a two-thirds majority vote of the members elected to the Legislature, and the vacancy thus created shall be filled by a majority vote of the members.

RULE III

Employees, Their Selection and Duties

1. The Committee on Legislative Administration to be elected by the Legislature upon the recommendation of the Committee on Committees, and to consist of one member from each congressional district, shall have authority to select and employ suitable persons for all of the positions which may be determined upon as necessary by the Legislature.

2. The Committee on Legislative Administration shall have complete supervision of all employees, including the right to discharge any one or more of them. All employees shall be selected without reference to party affiliation, and shall be chosen upon the basis of merit.

3. The Committee on Legislative Administration shall print no paper or document, except bills and the daily journal, unless authorized by a majority vote of the Legislature.

4. The Committee shall make a detailed and itemized report to the Legislature each month, concerning the number of em-

ployees, and the amount paid for their services, especially setting out the amount of regular time and overtime and to whom paid.

5. The Committee on Legislative Administration shall have general charge, except as may be provided by law or by rule, of such parts of the Capitol and its passages as are or may be set apart for the use of the Legislature and its officers and employees.

RULE IV

Members

1. Every member shall be present within the legislative chamber during the sittings of the Legislature and shall attend the regular meetings of the standing committees of which he is a member, unless excused or necessarily prevented.

2. The presence of any member may be compelled, if necessary, by sending the Sergeant-at-arms, or such other person or persons, as the membership present may authorize, at the expense of such absent member, unless such excuse for non-attendance is made, as the Legislature may judge sufficient; and in that case the expense shall be paid out of the Contingent Fund.

3. Upon the completion of the roll call on the final passage of a bill any member may explain the absence of any other member, if requested in writing to do so, may state at his request how he would have voted if present, and such statement, if submitted to the clerk in writing, and containing not more than thirty words, shall be entered in the daily journal.

4. If during consideration of bills on either the general file or the select file the introducer of a bill requests the Legislature to pass over said bill, it shall be placed at the bottom of the file, except by unanimous consent. Provided, if some member other than the introducer makes the request the bill shall retain its place on the file.

5. No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense.

RULE V

Decorum and Debate

1. When any member desires to speak in debate or to deliver any

matter to the Legislature, he shall rise from his seat and respectfully address himself to "Mr. President", and when recognized shall confine himself to the question and shall avoid personalities.

2. No member shall speak more than twice upon any one question in debate during the same legislative day without leave of the Legislature, except in explanation, unless he be the mover, proposer or introducer of the matter pending, in which case he shall be permitted to speak in reply, but not until every other member choosing to speak shall have spoken.

3. No member shall speak to another, except when he may yield to a question, or otherwise interrupt the business of the Legislature. No member shall use profane or abusive language when speaking to or about another member.

4. If any member in speaking or otherwise transgress the rules of the Legislature, the presiding officer shall, or any member may, call him to order, in which case he shall immediately sit down, unless permitted on motion of another member to explain, and the Legislature shall, if appealed to, decide on the case without debate; if the decision is in favor of the member called to order, he shall be at liberty to proceed, but not otherwise; and if the case requires it, he shall be liable to censure or such punishment as the Legislature may deem proper.

5. If a member is called to order for words spoken in debate, the member calling him to order shall indicate the words excepted to, and they shall be taken down in writing at the Clerk's desk and read aloud to the Legislature; but he shall not be held to answer, nor be subject to the censure of the Legislature therefor, if further debate or other business has intervened.

6. A member shall be permitted to explain his vote upon any question, but such explanation of his vote on roll call shall be limited to fifty words, and shall not be entered in the daily journal unless the same be submitted to the Clerk in writing.

RULE VI

Committee on Committees

1. At the commencement of its first session the Legislature shall elect a Committee on Committees to consist of eleven members, one at large, and two from each congressional district to be nominated by the members residing therein.

2. The Committee on Committees shall recommend to the Legislature for its approval and adoption the following standing committees, each with the number of members as hereinafter set forth, and shall also recommend one member of each standing committee for its chairman. A majority of all of the members of the Committee on Committees shall be required to decide assignments.

Agriculture (including conservation, fish and game, live stock and grazing)	11 Members
Appropriations (formerly refered to as the Committee on Finance, Ways and Means, and including State Institutions)	11 Members
Banking and Insurance	7 Members
Claims and Deficiencies	5 Members
Commerce and Communications (including railroads and bus lines, telegraph, telephone, electric and manufacturing companies)	9 Members
Drainage, Irrigation and Water Power	7 Members
Education (including university and normal schools, public schools and libraries and school lands and funds)	9 Members
Enrollment and Review (including arrangement phraseology and correlation)	5 Members
Government (including state, county and municipal governments; elections and apportionment)	9 Members
Judiciary	9 Members
Labor and Public Welfare (including social security and child labor)	9 Members
Legislative Administration (including employees, printing, audit and accounts)	5 Members
Public Health and Miscellaneous Subjects	7 Members
Public Highways and Bridges	7 Members
Revenue (including revenue and taxation, salaries, licenses and fees)	9 Members
Rules (including procedure and order of business)	5 Members

3. The Committee on Committees shall select, aside from the standing committees of the Legislature, all other committees, except where otherwise ordered by the Legislature.

4. The Committee on Committees shall arrange and publish a schedule of regular standing committee meetings in such manner as to avoid, as far as possible, conflicts in the election of members to such committees, and shall cause a copy of such schedule to be posted in some conspicuous place in the Capitol near the legislative chamber.

RULE VII

Standing Committees

1. Standing committees shall consider and report without unnecessary delay all bills and resolutions referred to them.

2. Before taking final action on a bill or resolution, a committee shall hold a public hearing thereon and shall give the Legislature at least five (calendar) days notice of the date and time of said hearing.

3. The Legislature may, by a vote of a majority of the elected members, request a report from any standing committee at any time after said committee shall have been in possession of a bill or resolution for at least ten legislative days.

4. Each standing committee shall, when favorably reporting a bill, submit therewith a brief statement of the main purpose of the bill. Said statement shall give the committee's reason for so reporting and the minority view, if such there be, shall also be given; copies of such statement shall be furnished to the members.

5. Standing committees shall be authorized to combine and to correlate the provisions of different bills related to the same subject and referred to them, and to report in lieu of such bills a committee bill.

6. When a standing committee reports a bill as provided in the preceding section, and if the required committee hearings have been held thereon, the bill, after its second reading, shall be placed upon the general file.

7. Each standing committee shall keep a record of the proceedings in committee meetings. Any two members of the Committee may demand a roll call upon the reporting of any bill, or upon amendments thereto, and the vote so taken shall be made a part of the committee report, and shall be entered in the Daily Journal.

8. Standing committees shall take final action in reporting bills at regularly scheduled committee meetings only.

9. In reporting bills to the Legislature, whether with or without amendments, a standing committee shall recommend (a) that the bill reported be placed on the general file for the consideration of the Legislature, or (b) that the bill reported be indefinitely postponed.

10 If the standing committee report on a bill be to indefnitely post-

pone, the bill shall stand indefinitely postponed, subject to reconsideration in the manner provided by the rules of the Legislature.

11. The time of the meetings of standing committees shall be at 2 P. M., unless otherwise ordered by the Legislature.

12. The Committee on Enrollment and Review shall be a privileged committee, and shall be in order at any time in reporting bills which have been engrossed for third reading and final passage.

RULE VIII

Order of Business

1. The order of business of the Legislature shall be as follows:

   a. Prayer by the Chaplain.

   b. Roll call.

   c. Call for correction of the Journal.

   d. Petitions and memorials.

   e. Notice of committee hearings.

   f. Report of standing committees.

   g. Report of select committees.

   h. Resolutions.

   i. Introduction of bills.

   j. Bills on first reading by title.

   k. Bills on second reading by title.

   l. Bills on third reading.

   m. Vote on reconsideration of vetoed bills.

   n. Special order of the day.

   o. Consideration of bills on select file.

   p. Consideration of bills on general file.

   q. Unfinished business, including messages on the President's desk.

   r. Miscellaneous business.

2. The unfinished business in which the Legislature was engaged

at the adjournment of the last preceding sitting shall have the preference in the special order of the day.

3. The hour of meeting of the Legislature shall be at 9:00 A. M. of each legislative day, unless otherwise ordered by the Legislature.

4. Each day except Saturday and Sunday shall be considered a legislative day, unless otherwise specifically ordered by the Legislature.

RULE IX

Daily Journal

1. A daily journal of the proceedings of the Legislature, as prepared by the Clerk, shall be printed and placed each day upon the desks of the members; and the presiding officer shall call in the regular order for corrections thereof. After corrections, if any, are made, the journal shall stand approved without motion.

2. The bound journal of the session shall be printed from the corrected daily journal.

3. Additional copies of the daily journal, to be mailed out at his direction, shall be supplied for the use of each member, in such manner as shall be provided by the Legislature.

4. In addition to the title, only such parts of a bill as shall be affected by proposed amendments shall be entered in the daily journal.

RULE X

Manner and Record of Voting

1. All votes shall be taken viva voce. In taking the ayes and nays, and upon the call of the Legislature, the members shall register their vote upon the "electric roll call system".

2. When the ayes and nays are taken on any question, in pursuance of the above rule, no member shall be permitted to vote after the decision is announced from the chair.

3. Any member may call for the ayes and nays upon any question, and upon the declaration of the ayes and nays by the members, the record thereof shall be made and taken upon the "electric roll call system", unless the Legislature by a majority vote

decide that a roll call shall be taken.

4. Questions shall be distinctly put in this form, to wit: "Those who are in favor of the question say 'Aye'; those who are opposed to the question say 'No'." Upon the declaration of the ayes and nays by the members, the record thereof shall be made and taken upon the "electric roll call system", unless the Legislature by a majority vote decide to the contrary.

5. Any member may demand the verification of the vote on roll call. Provided that on the final passage of bills the verification shall always be made.

6. A call of the Legislature must be seconded by at least five members. Thereupon, and upon call of the presiding officer, each member present shall indicate his presence upon the "electric roll call system". The Clerk shall note the names of the absentees. A majority of the members present, if five in number, may compel the presence of all members subject to a call of the Legislature. The proceedings under the call may be suspended at any time by a majority vote of the members present.

7. Any member may call for a division of a question, which shall be divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Legislature. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out being lost, shall not preclude an amendment or a motion to strike out or insert.

RULE XI

Motions and Their Precedence

1. When a motion has been made and seconded, the presiding officer shall state it, or being in writing, shall cause it to be read aloud by the Clerk before being debated.

2. Every motion shall be reduced to writing, if the presiding officer or any member desires it.

3. After a motion has been stated by the presiding officer, or read by the Clerk, it shall be deemed in possession of the Legislature, but may be withdrawn or modified by the mover at any time before a decision, amendment, or ordering of the yeas and nays, except a motion to reconsider which shall not be withdrawn without leave.

4. When a question is under debate no motion shall be received but (a) to adjourn; (b) to lay on the table; (c) for the previous question; (d) to postpone to a certain time; (e) to commit or amend; (f) to postpone indefinitely; except that motions to indefinitely postpone and amend do not yield to each other; which several motions shall have precedence in the order in which they are arranged; and no motion to postpone to a certain time, to commit or to postpone indefinitely, being decided, shall again be allowed on the same day at the same stage of the bill or proposition.

5. A motion to strike out the enacting clause of a bill shall have precedence over a motion to amend, and if carried, is equivalent to rejection of the bill.

6. A motion to adjourn, or a motion to fix the day to which the Legislature shall adjourn shall always be in order, except:

   a. While a member is speaking.

   b. When a motion to adjourn has just been defeated.

   c. When a motion to fix the day to which the Legislature shall adjourn has just been defeated.

   d. After the third reading of a bill and during roll call thereon.

7. Pending a motion to suspend the rules, the presiding officer may entertain one motion to adjourn, but after the result thereon is announced he shall entertain no other motion until the vote has been taken on suspension.

8. The hour at which the Legislature adjourns shall be entered in the daily journal.

RULE XII

Bills—General Provisions

1. When the introduction of bills is called for any member or standing committee may introduce one or more bills.

2. Members shall introduce such bills only as they are willing to personally endorse and support.

3. Bills shall be given preference on the General File in the order in which they shall be reported from the standing committees, and no change shall be made in such order, except by a majority vote of the elected members.

4. Bills on general file shall be considered and debated by the Legislature sitting as a committee of the whole. When the Legislature resolves itself into a committee of the whole, a member, selected by the President, unless the Legislature shall otherwise direct, shall preside as chairman and the chairman so selected shall, during such time, have the power of a temporary President. The rules of the Legislature shall be observed in the committee of the whole, so far as they may be applicable; and providing that the yeas and nays shall be taken upon the request of one member of the Legislature and record thereof shall be included in the daily journal.

5. Every bill shall receive three readings previous to its passage, by title when first introduced, likewise by title upon a legislative day subsequent to its introduction, and the bill and all amendments thereto shall be read at large before the vote is taken upon its final passage.

6. After the second reading of a bill a printed copy thereof shall be provided for the use of each member of the Legislature.

7. An amendatory bill shall be so prepared and printed as to show the new matter proposed, old matter to be retained, and old matter to be omitted from the statutes.

8. All bills before being advanced to third reading and final passage shall be engrossed by typewriter, and if amended, shall be reprinted in the manner prescribed in the preceding section, and copies thereof shall be supplied for the use of the members.

9. Upon the final passage of a bill, or of a resolution if the same require the same consideration as a bill, the vote shall be by yea and nay, and this rule shall not be suspended.

10. The question after the third reading shall be: "This bill and all amendments thereto having been printed and read as required by law, the question is 'shall the bill pass?' " If the emergency clause is contained in the bill the words "with the emergency clause attached" shall be added to the question.

11. When a bill containing the emergency clause does not receive the required two-thirds constitutional majority on third reading, then the emergency clause shall be considered stricken and the bill without the emergency clause shall be pending on its third reading.

12. After the reconsideration of a vetoed bill the question shall be "Shall the bill pass, notwithstanding the objection of the Governor?"

13. The general appropriation bills, necessary for the support of the state government for the biennium, shall take precedence over all other bills on the general file.

14. It shall require a vote of a majority of the members elected to expend money by the Legislature or to change the compensation of any officer or employee.

15. No bill shall contain more than one subject, and the same shall be clearly expressed in the title. And no law shall be amended unless the new act contains the section or sections, as amended and the section or sections so amended shall be repealed.

16. No bills shall be introduced after the thirtieth legislative day, except upon the recommendation of the Governor, or in the manner defined in Sections 5 and 6, of Rule 7.
17. A bill shall be referred to as Legislative Bill No.———.

RULE XIII

Bills—Stages in Consideration

1. Introduction and first reading.

2. Second reading and reference to standing or select committee.

3. Consideration by standing or select committee, together with desired committee hearings.

4. Report by standing or select committee, and reference to the general file.

5. Consideration and general debate by the Legislature, wherein each section shall be open to amendment as read, and the amendments, if any, recommended by the standing committee shall first be considered for adoption or rejection, after which other amendments may be offered.

6. Reference to the Committee on Enrollment and Review for recommendations relative to arrangement, phraseology and correlation, unless indefintiely postponed or recommitted to a standing committee.

7. Report by the Committee on Enrollment and Review and reference to the select file.

8. Consideration a second time by the Legislature, in review, wherein any of the following motions shall be in order:
   a. A motion to approve or reject any or all of the changes recommended by the Committee on Enrollment and Review.

  b. A motion to agree to any specific amendment clearly intended to correct an error.
  c. A motion to adopt a unanimous consent amendment, to which no objection shall be offered.
  d. A motion to recommit to the proper standing committee.

9. Re-reference to the Committee on Enrollment and Review for engrossment, unless recommitted to a standing committee.

10. Report by the Committee on Enrollment and Review and reference to the third reading file.

11. Consideration on third reading and final passage; provided that at any time before the roll call shall have begun on the third reading of the bill it shall be in order to move:
  a. to recommit the bill to the Committee on Enrollment and Review to correct an error, and for re-engrossment.
  b. To recommit the bill to the proper standing committee, with or without instructions.
  c. To recommit to general file for specific amendment.

12. No bill shall be placed upon third reading and final passage until
  a. Five legislative days after the initial reference to the Committee on Enrollment and Review.
  b. Two legislative days after its reference to third reading file.
  c. Printed copies of the bill in its final form, as amended shall have been available to members and on their desks for at least one legislative day.

RULE XIV

Amendments

1. When a motion or other proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order, and it shall also be in order to offer a further amendment by way of substitute, to which one amendment may be offered, but which shall not be voted on until the original matter is perfected, but either may be withdrawn before amendment or decision is had thereon.

2. Amendments to the title shall not be in order during the consideration of a bill or resolution on general or select file until the bill or resolution shall have been considered in full.

3. When an amendment proposed to any pending measure is laid on the table, it shall not carry with it, or prejudice such measure.

4. When the Legislature is considering bills on either general or

select file, after giving consideration to standing committee amendments, it shall give preference to such amendments as may have been on file with the Clerk, with copies on the members' desks for one legislative day in advance.

5. No motion or proposition, or subject different from that under consideration shall be admitted under color of amendment.

6. No bill or resolution shall at any time be amended by annexing thereto, incorporating therewith, or substituting therefor, any other bill or resolution before the Legislature.

RULE XV

Resolutions

1. Resolutions which propose amendments to the State Constitution; propose the ratification of amendments to the Federal Constitution; provide for the grant of money out of the contingent or any other fund, or require the approval of the Governor shall be considered in the same manner as that adopted for the consideration of bills.

2. All other resolutions, except by the unanimous consent of the members present and voting, shall lie over for consideration until the next legislative day.

3. When called up for consideration on the second legislative day after its introduction, any such resolution shall be referred to the proper standing committee, if as many as five members object to its immediate consideration at that time.

4. A resolution shall be referred to as Legislative Resolution No.————————.

RULE XVI

Petitions and Memorials

1. Every petition, or memorial, or other paper shall be referred to the proper committee without putting a question for that purpose, unless the reference be objected to by any member at the time such petition, memorial, or other paper is presented, in which case the Legislature shall decide the question of reference without debate.

2. Before any petition or memorial addressed to the Legislature is received and read at the table, whether the same be presented by the presiding officer or a member, a brief statement of the

contents of the petition or memorial may be verbally made by the introducer.

RULE XVII

The Previous Question

1. The previous question shall be in this form: "Shall the debate now close?"

2. It shall be admitted when demanded by five or more members and must be sustained by the vote of a majority of the elected members, and until decided shall, except as provided in Section 5, of the Rules, preclude further debate and all amendments and motions, except one motion to adjourn and one motion to lay on the table.

3. On a previous question there shall be no debate, all incidental questions of order, arising after a motion is made for a previous question, and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

4. A call of the Legislature shall not be in order after the previous question is ordered, unless it shall appear upon an actual count by the presiding officer that a quorum is not present.

5. When the previous question shall have been ordered on a proposition under debate, the mover, proponent or introducer of such proposition shall be given the right to close the debate thereon.

RULE XVIII

Reconsideration

1. When a motion has once been made and carried in the affirmative or negative, it shall be in order for any member voting with the prevailing side or not voting to move a reconsideration thereof on the same day or on either of the next two legislative days; and if the Legislature shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no further motion to reconsider shall be in order unless by unanimous consent.

2. Every motion to reconsider shall take precedence of all other questions except a motion to adjourn.

3. For its adoption a motion to reconsider shall require the vote of a majority of the elected members, except where such motion be to reconsider the vote on a bill which lacked the constitutional

majority on a third reading, then a three-fifths vote shall be required for adoption.

RULE XIX

Special Order and Adjournment

When a bill shall have been made a special order for a definite time and an adjournment shall intervene for a time beyond the time fixed for such special order, then in that event the bill so made a special order shall be placed in its order on the general file.

RULE XX

Questions and References

1. Any member may object to the reference of any bill or other proposition, and correction in case of error in reference may be made by the Legislature on any legislative day immediately following corrections of the daily journal, by unanimous consent, or by the vote of a majority of the elected members.

2. When motions are made for reference of the same subject to a select committee and to a standing committee, the question on reference to the standing committee shall be put first.

RULE XXI

Communications from the Governor

1. Messages from the Governor may be received at any stage of the proceedings, except when a question is being put, the yeas and nays are being called for, the ballots are being counted, or a question of order or a motion to adjourn is pending.

2. When nominations are made to the Legislature by the Governor, a future day shall be assigned for the consideration thereof, unless the Legislature otherwise direct by unanimous vote.

RULE XXII

Executive Sessions

1. The doors of the Legislature shall be open, unless when the business shall be such as ought to be secret.

2. Any member may move that the Legislature go into executive session on the discussion of any business which, in his opinion,

requires secrecy, and if a majority of the elected members vote in favor of such motion further proceedings of the Legislature in connection therewith shall be so conducted.

3. Before going into executive session the presiding officer shall direct that the galleries be cleared of all persons, and that the legislative chamber be cleared of all persons except the Clerk of the Legislature, the Assistant Clerk, the Sergeant-at-arms and Doorkeeper, and shall order the doors be closed.

4. Any officer or member of the Legislature convicted of disclosing any matter directed by the Legislature to be held in confidence shall be liable, if any officer, to dismissal from the service of the Legislature, and in case of a member, to suffer expulsion from that body.

RULE XXIII

Questions of Privilege

Questions of privilege shall be, first, those affecting the rights of the Legislature collectively, its safety, dignity, and the integrity of its proceedings; second, the rights, reputation, and conduct of members, individually, in their representative capacity only; and shall have precedence of all other questions, except motions to adjourn.

RULE XXIV

Privileges of the Floor

No person shall be admitted to the floor of the Legislature while in session, except the following:

Members of the Legislature, officers and employees
State officers, their deputies and clerks
Judges of the Supreme Court
Judges of the District Courts
Senators and Representatives in Congress
Reporters of regularly accredited newspapers

and such other persons as the Legislature may deem proper to admit.

RULE XXV

Suspension of Rules

These rules may be suspended by a two-thirds majority vote of the elected members, and may be amended by a three-fifths majority vote of the members elected. Provided any proposed amendment must first be referred to the Committee on Rules for consideration and report.

RULE XXVI

Gregg's Parliamentary Law

The rules of parliamentary practice comprised in Gregg's Parliamentary Law shall govern the Legislature in all cases to which they are applicable, and in which they are not inconsistent with the standing rules of the Legislature.

Respectfully Submitted,

(Signed) J. N. NORTON,
Chairman

MOTION—To Defer Action

Mr. President: I move that the rules be put over until Monday January 18th for adoption, for the reason that it will enable the members of the Legislature to study them.

(Signed) TVRDIK.

SUBSTITUTE MOTION

Mr. President: I offer a substitute motion that the rules be laid over until 10:00 o'clock Friday, January 15th.

(Signed) W. F. HAYCOCK.

The substitute motion prevailed.

Mr. Reynolds was excused until Monday.

MOTION—To Adjourn

At 12:10 P. M. Mr. Diers moved to adjourn until tomorrow at 10:00 A. M.

SUBSTITUTE MOTION

Mr. Armstrong offered a substitute motion to adjourn until 10:00 A. M. Monday, January 18th.

The substitute motion was lost and the original prevailed.

HUGO F. SRB,
Clerk of the Legislature.

NINTH DAY

Legislative Chamber,

Lincoln, Nebraska, January 15, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M. President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Frost, Regan and Reynolds, who were excused.

The Journal for the eighth day was approved.

PETITIONS

Mr. Adams presented a petition with 27 signatures in regard to the Barber Act.

COMMUNICATIONS

A letter was read from Edwin A. Miller of Ft. Collins.

A letter was read from Frank J. Brady, Chairman of Committee on Appropriations as follows:

"The Appropriation Committee on January 12th passed the motion covering the way in which the members' expenses will be paid, as follows:

> "That the traveling expenses be allowed members at the rate of five cents per mile to and from their homes to Lincoln for those members traveling by automobile, and that actual railroad fare, lodging and meals be allowed to those members coming by train.

"This will be your guidance in ascertaining the amount to be paid each member for expenses.

Yours very truly,
(Signed) FRANK J. BRADY, Chairman,

Committee on Appropriations."

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 10. Placed on General File.

LEGISLATIVE BILL NO. 26. Placed on General File.

LEGISLATIVE BILL NO. 12. Placed on General File with amendments.

Amend Section 1, Line 1, by inserting after the figures, "1937", the words, "and in each odd-numbered year thereafter".

Amend Sub-section a. under Section 1, Line 2, by inserting after the figures "($472.09)", the words, "upon the fifteenth day of January or".

Amend Section 2, Line 1, by inserting after the word, "each", the words, "even-numbered".

Amend Sub-section a. of Section 2, Line 1, by striking out the word, "four", and inserting in lieu thereof the word, "two", and amend Line 2, Sub-section a. of Section 2 by striking out the figure, "4" and inserting in lieu thereof the figure, "2".

Amend Sub-section a. under Section 2, Line 2, by striking the word, "fifteenth", and inserting in lieu thereof the word, "first".

Amend Sub-section b. of Section 2, Line 2, by striking the word, "February", and substituting in lieu thereof the word, "April".

Amend Sub-section c. under Section 2, Line 2, by striking the word, "March", and inserting in lieu thereof the word, "July".

Insert Sub-section d. under Section 2, after Sub-section c., the following: "The sum of Two Hundred Dollars ($200.00) on the first day of October of each such year".

FRANK J. BRADY, Chairman.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 21—By Schultz.

A Bill for an Act to amend Section 39-1401, C. S. Supp., 1935, relating to state highways; to provide changes in and additions to the state highway system; and to repeal said original section.

LEGISLATIVE BILL NO. 22—By Dunn.

A Bill for an Act to amend Section 36-502, Compiled Statutes of Nebraska, 1929, relating to bulk sales of personal property; to prescribe that said sales under distress warrant shall be specifically exempted therefrom; and to repeal said original section.

LEGISLATIVE BILL NO. 23—By Dunn.

A Bill for an Act relating to schools; to provide for the perpetuation of diplomas and records of colleges, universities, normal schools or other institutions of higher learning; and to declare an emergency.

LEGISLATIVE BILL NO. 24—By Dunn.

A Bill for an Act to amend Section 77-1959, C. S. Supp., 1935, relating to revenue; to prescribe the time when taxes assessed upon personal property shall become a first lien thereon; and to repeal said original section.

LEGISLATIVE BILL NO. 25—By Gantz, Miller, Ashmore, Murphy.

A Bill for an Act relating to revenue and taxation; to establish a Tax Investigating Commission for the state of Nebraska; to provide that said Commission shall make a scientific survey and investigation of the present tax system of Nebraska for the purpose of suggesting legislative changes in the taxation laws of the state so that the taxes levied by all governmental divisions of the state shall be equitably and fairly distributed among the people of the state; to recommend the best methods of raising taxes for governmental purposes in Nebraska; to report jointly to the Governor and Legislature of this state its findings and recommendations; to authorize said commission to employ the necessary clerical, legal or other assistants as may be necessary for the completion of said work; to fix the amount of expense to be incurred; and to appropriate the sum of fifteen thousand dollars for the purpose of carrying into effect this Act; and to declare an emergency.

LEGISLATIVE BILL NO. 26—By Committee on Appropriations.

A Bill for an Act to provide for the payment of members of the Fifty-second Session of the Legislature of the state of Nebraska for a period of two years commencing the first Tuesday in January, 1937; appropriating the sum of seventy-five thousand dollars therefor; and to declare an emergency.

MOTION—For Unanimous Consent

On motion of Mr. Brady, unanimous consent of the Legislature was granted to read Legislative Bill No. 26 the second time.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO . 17—By Knickrehm, Carsten, Hall

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 18—By Miller.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 19—By Miller

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 20—By Pizer (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 26—By Committee on Appropriations

Referred to Committee on Appropriations.

REPORT OF RULES COMMITTEE

Action was taken upon the report of the Rules Committee as follows:

Mr. President: I move to add in Rule II, Section 1 the words "second assistant clerk" after the words "assistant clerk".

(Signed) HAYCOCK.

The motion was lost.

Mr. President: I move that Rule II, Section 1 be amended by inserting the words "assistant sergeant-at-arms" after the word "doorkeeper"; and that Section 7 be amended by inserting the words "assistant sergeant-at-arms" after the word "doorkeeper" in line 1.

(Signed) THOMAS.

The motion prevailed.

Mr. President: I move that Rule VI, line 3 be amended by inserting after the word "large" the words "who shall be chairman".

(Signed) NORTON.

The motion prevailed unanimously.

Mr. President: I move to strike from Rule VI paragraph 2, lines 4 and 5, the following "and shall also recommend one member of each standing committee for its chairman" and to insert period after the word "forth".

(Signed) COMSTOCK.

Roll call demanded.

Voting in the affirmative, 24:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dunn
Hall
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Norton
Nuernberger
Peterson, J. B.
Pizer
Slepicka
Strong
Tvrdik
Warner
Wells

Voting in the negative, 14:

Armstrong
Brady
Brandt
Dafoe
Diers
Gantz
Haycock
Howard
Neubauer
Murphy
Peterson, C. H.
Schultz
Thomas
Worthing

Not voting, 5:

Cady
Frost
Regan
Reynolds
Von Seggern

The motion prevailed.

Mr. President: Amend Rule VI, paragraph 2 under Commerce and Communications, by striking the words "bus lines" and insert the words "all common carriers".

(Signed) SCHULTZ.

The motion prevailed.

Mr. President: I move to amend Rule VI, paragraph 4 line 4 by striking the word "election" and insert in lieu thereof the word "assignment".

(Signed) ARMSTRONG.

The motion prevailed unanimously.

Mr. President: I move to amend Rule VII by adding a new paragraph 2 as follows:

> "The chairman of each standing committee shall be chosen from among its members by the majority of the members assigned to that committee", and by numbering the balance of the paragraphs accordingly.

(Signed) JOHN H. COMSTOCK.

The motion prevailed.

Mr. President: I move the following amendment to Rule VII by adding a new paragraph 3 as follows:

> "Each standing committee shall elect from its membership a vice-chairman to serve in the absence of the chairman", and by numbering the balance of the paragraphs accordingly.

(Signed) DIERS.

The motion prevailed.

Mr. President: I move that the word "favorably" in line 1 of paragraph 4 of Rule VII be stricken.

(Signed) DAFOE.

The motion prevailed.

Mr. President: I move to amend Rule VII paragraph 11 by inserting 9 A. M. in lieu of 2 P. M.

(Signed) BRADY.

Roll call was demanded.

Voting in the affirmative, 12:

Adams, J., Jr.
Brady
Carpenter
Comstock
Gantz
Hall
Haycock
Howard
Johnson, R. W.
McMahon
Peterson, C. H.
Pizer

Voting in the negative, 27:

Adams, E. A.
Armstrong
Dafoe
Diers
Neubauer
Norton
Thomas
Tvrdik

Ashmore	Dunn	Nuernberger	Von Seggern
Brandt	Johnson, W. R.	Peterson, J. B.	Warner
Brodecky	Knickrehm	Schultz	Wells
Carlson	Miller	Slepicka	Worthing
Carsten	Murphy	Strong	

Not voting, 4:

Cady	Frost	Regan	Reynolds

The motion was lost.

Mr. President: I move to amend Rule VIII, section m. by striking out the following words "Vote on reconsideration of vetoed bills", and re-letter the paragraphs accordingly.

(Signed) WARNER.

The motion prevailed.

Mr. President: I move to amend Rule VIII, paragraph 3, line 2, after the word "day" by inserting the following words "hour of adjournment shall not be later than 1:00 P. M."

(Signed) BRADY.

The motion prevailed.

Mr. President: I move that Rule X paragraph 2 be amended by striking the words "above rule" and inserting in lieu thereof the words "preceding section".

(Signed) NORTON.

The motion prevailed.

MOTION—To Recess

At 11:40 A. M. on motion of Mr. Norton the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M. with President Jurgensen presiding. The roll was called, and all members were present except Frost, Regan and Reynolds who were excused.

AMENDMENT OF RULES, CONTINUED

Mr. President: I move the following as a substitute to Sec. 4 of Rule 12, as follows:

Bills on general file together with the recommendation of the standing or select committee shall be first considered and debated by the legislature sitting as a Committee of the Whole. When sitting as a Committee of the Whole, a member selected by the president, unless the legislature shall otherwise direct, shall preside as chairman who shall have the power of a temporary president. The rules of the legislature shall be observed by the Committee of the Whole insofar as they may be applicable. The Committee of the Whole shall keep a record of its proceedings and upon the affirmative request of one or more members present, the vote on any question shall be taken by ayes and nays and the record thereof shall be included in the daily Journal. The Committee of the Whole shall report to the Legislature its recommendations separately as to each bill, which report shall be included in the daily Journal.

Three full legislative days after the report of the Committee of the Whole, the bill shall be placed upon the legislative file for general consideration, debate and amendment by the Legislature. The report of the Committee of the Whole may be adopted or rejected in whole or in part, and after disposition of the report of the Committee of the Whole, the bill, unless indefinitely postponed, shall be open to amendments, first section by section, and then as a whole.

(Signed) WARNER.

The motion prevailed.

Mr. President: I move to abolish the Committee of the Whole procedure as defined in Rule XII, paragraph 4.

(Signed) NORTON.

Roll call demanded:

Voting in the affirmative, 16:

Brandt
Brodecky
Cady
Carpenter
Carsten
Dafoe
Diers
Gantz
Hall
Haycock
Knickrehm
McMahon
Neubauer
Norton
Von Seggern
Wells

Voting in the negative, 24:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Carlson
Comstock
Dunn
Howard
Johnson, R. W.
Johnson, W. R.
Miller
Murphy
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Schultz
Slepicka
Strong
Thomas
Tvrdik
Warner
Worthing

Not voting, 3:

Frost
Regan
Reynolds

The motion was lost.

Mr. President: I move to amend Rule XII, paragraph 16 by striking the word "thirtieth" and inserting the word "twentieth".

(Signed) JOHN B. PETERSON.

The motion was lost.

Mr. President: I move to amend RULE XIII, paragraph 5, line 1, after the word "Legislature" by inserting the words "in the Committee of the Whole".

(Signed) W. R. JOHNSON.

The motion prevailed.

Mr. President: I move to amend Rule XIII by inserting a new section as section 6 to read as follows: "Three full legislative days after the report of the Committee of the Whole, the bill shall be placed upon the legislative file for general consideration, debate and amendment by the Legislature. The report of the Committee of the Whole may be adopted or rejected in whole or in part, and after disposition of the report of the Committee of the Whole, the bill, unless indefinitely postponed, shall be open to amendment, first, section by section, and then as a whole"; and that the remaining sections be renumbered.

(Signed) ARMSTRONG.

The motion prevailed.

Mr. President: I move to amend Rule XIII, Section 11 subsection c by striking the word "general" and inserting in lieu thereof the word "Legislative".

(Signed) BRADY.

The motion prevailed.

Mr. President: I move to amend Section 8 of Rule XIII, by adding the following: "e. To recommit to the Legislative File for specific amendment".

(Signed) ARMSTRONG.

The motion prevailed.

Mr. President: I move to strike out Rule XXII relative to executive sessions and to renumber accordingly.

(Signed) NORTON.

The motion prevailed.

Mr. President: I move to amend Rule XXIV, line 8, after the words "accredited newspapers" by inserting the words "and broadcasting stations".

(Signed) DAFOE.

The motion prevailed.

Mr. President: I move that Rule XXVI be stricken and the following be substituted in lieu thereof:

"The rules and practice of the United States House of Representatives, so far as applicable, shall govern the parliamentary procedure of this (body), except as modified by these rules, and such special rules and orders as may be adopted hereafter: provided, that none of the rules of the House of Representatives relating to calendar, the appointment or jurisdiction of committees, the printing or engrossing of documents, the reading or signing of bills, or resolutions, to conferences or other joint action with the Senate, or to any other matter not suitably adapted to the procedure of parliamentary assemblies generally, shall be deemed applicable".

(Signed) HAYCOCK.

The motion was lost.

The report, as amended, was adopted.

RESOLUTION.

Designating His Excellency, R. L. Cochran, Governor of the State of Nebraska, as Representative of this Legislature to Attend the Third General Assembly of the Council of State Governments to be Held in Washington, D. C., January 21 to 24, 1937.

Introduced by Lester L. Dunn.

PREAMBLE

WHEREAS, the Third General Assembly of official delegates of the forty-eight states of the union in the Council of State Governments, of which the state of Nebraska is a member and in which its Legislature is entitled to representation, convenes in Washington, D. C., January 21 to January 24, 1937, and

WHEREAS, the Governor of every state is an honorary member of said assembly, and

WHEREAS, our Governor will preside at one of the sessions of said assembly, and

WHEREAS, on account of the arduous duties incident to the organization of the unicameral Legislature it is inexpedient for this body to send delegates from its membership to attend said assembly as it has in the past, NOW THEREFORE

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That His Excellency, R. L. Cochran, Governor of the state of Nebraska, be also designated as representative of the Legislature to attend the Third General Assembly of said council.

2. That the clerk of this Legislature be directed to forward a copy of this resolution, properly authenticated and suitably engrossed, to His Excellency, R. L. Cochran, Governor of the state of Nebraska, so that he may be officially advised as to the action of the Legislature in the premises.

By unanimous consent the resolution was read the second time and adopted.

MOTION—To Adjourn

At 3:40 P. M. on motion of Mr. Haycock the Legislature adjourned until 10:00 A. M. Monday.

HUGO F. SRB,

Clerk of the Legislature.

TENTH DAY

Legislative Chamber,

Lincoln, Nebraska, January 18, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Worthing and Reynolds who were excused.

The Journal for the ninth day was approved as corrected.

PETITIONS AND MEMORIALS

A resolution was presented by Harry L. Pizer from his constituents in regard to compensation and mileage for county surveyors.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 27. By Roy W. Johnson.

A Bill for an Act to permit, authorize, empower and grant the right to May Pflaum to sue the state of Nebraska in the district court of Buffalo County, Nebraska, for the purpose of having a fair and impartial adjudication of claims for property damages sustained by her on February 2, 1932 on account of fire burning a certain garage and its contents in the village of Elm Creek, Buffalo County, Nebraska, said fire resuting from the heat created by distillate oil in a certain stove in said garage leased to and under the control of the agents of the Department of Roads and Irrigation, State of Nebraska; to provide for the waiver of the defense of sovereignty on the part of the state of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages therefor against the state of Nebraska in the premises; to provide for the payment thereof; to waive the defense of the statute of limitations; to direct the attorney general of Nebraska to defend any action or actions brought by virtue hereof; and to declare an emergency.

LEGISLATIVE BILL NO. 28. By Nuernberger.

A Bill for an Act relating to municipal bonds of indebtedness; to define the term "**Municipality**" as used in this Act; to eliminate from the operation thereof cities that have heretofore adopted home rule charters; to provide that all bonds hereafter issued by the governing bodies of municipalities shall be serial and optional at any time after five years from the day of their date and shall be amortized over a period of not exceeding twenty-five years; to prescribe the method and manner of the payment of said bonds; to require that said bonds shall be sold solely upon the basis of the rate of interest paid without premium for not less than par and for not more than one hundred and one; to fix, except in emergencies and to pay judgments, twenty-five years as the maximum period of usefulness of the property or improvement for which bonds of municipalities shall hereafter be issued unless otherwise determined by resolution of the local governing body; to render officers of local governing bodies personally liable to the municipality or any bond holder for failure to budget and levy a sufficient amount of annual taxes; to pay the interest, annually or semi-annually, the annual principal installments and all payments required to be made to sinking funds; to require that all authorized issues of bonds of municipalities of more than ten thousand dollars shall be sold at public sale after notice of the time and place thereof; to provide the method of notice of said bond sales to the Board of Educational Lands and Funds, together with their powers and duties hereunder; to permit and allow the sale of municipal bonds by popular subscription; to amend Sections 11-303, 11-304, 11-401, 11-405 and 11-407, Compiled Statutes of Nebraska, 1929; to amend Section 11-409, C. S. Supp., 1935; to amend Sections 11-502, 11-503, 11-601, 11-603, 11-604, 11-605, 11-607, 11-608, 11-609, 11-906, 11-918, 11-920, 11-921 and 16-215, Compiled Statutes of Nebraska, 1929; to amend Section 16-616, C. S. Supp., 1935; to amend Sections 16-618, 16-622 and 16-650, Compiled Statutes of Nebraska, 1929; to amend Section 16-652, C. S. Supp., 1935; to amend Sections 16-654, 16-670, 16-721, 17-148 and 17-154, Compiled Statutes of Nebraska, 1929; to amend Sections 17-168, 17-432 and 17-441 (f), C. S. Supp., 1935; to amend Sections 17-508 and 17-525, Compiled Statutes of Nebraska, 1929; to amend Section 17-540, C. S. Supp., 1935; to amend Sections 17-550, 17-601, 17-602, 18-103, 18-1104, 19-102 and 26-748, Compiled Statutes of Nebraska, 1929; to amend Section 39-305, C. S. Supp., 1935; to amend Sections 39-507, 39-834, 47-202, 79-604 and 79-728, Compiled Statutes of Nebraska, 1929; to amend Section 79-813, C. S. Supp., 1935; to amend Sections 79-1012 and 79-2521, Compiled Statutes of Nebraska, 1929; to amend Section 79-2523 and 79-2815, C. S. Supp., 1935; and to repeal said original sections.

LEGISLATIVE BILL NO. 29. By Brandt.

A Bill for an Act to amend Section 66-601, C. S. Supp., 1933 and 1935, relating to motor vehicle fuels; to provide that sale prices posted at filling stations shall indicate all sales made on said premises; and to repeal said original section.

LEGISLATIVE BILL NO. 30. By Brandt.

A Bill for an Act relating to crimes and punishments; to provide for the sale of securities, except securities issued by common carriers, based on real estate mortgages or on interests in real estate; to regulate sales of fractional or multiple parts of mortgages or interests in real estate, by bonds or participating certificates; to prescribe mandatory conditions and representations that must be incorporated into and made a part of each bond or participating certificate so sold; and to provide penalties for the violation thereof.

LEGISLATIVE BILL NO. 31. By Pizer and Gantz.

A Bill for an Act to amend Section 77-2054, Compiled Statutes of Nebraska, 1929, relating to revenue; to provide for reimbursement by the state of Nebraska, any county, municipality, drainage district or any other governmental subdivision thereof for the principal paid by tax purchasers at void tax sales, or for void subtaxes paid or any part thereof, with interest thereon from the date of payment; to provide a method of repayment of such void taxes and of charging the same back to the subdivision for which they were collected; to provide a limitation on commencement of actions for recovery of such void taxes; and to repeal said original section.

LEGISLATIVE BILL NO. 32. By Dafoe.

A Bill for an Act to amend Section 70-704, 1933 Cumulative Supplement to Compiled Statutes of Nebraska for 1929, relating to bonds of directors of public power districts and public power and irrigation districts, to repeal said original section, and to declare an emergency.

LEGISLATIVE BILL NO. 33. By Brandt.

A Bill for an Act to amend Section 27-316, Compiled Statutes of Nebraska, 1929, relating to courts; to provide that orders of attachment, garnishments in aid of execution and orders for the delivery of personal property in replevin may be issued on Sundays and legal holidays; and to repeal said original section.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 21. By Schultz.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 22. By Dunn.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 23. By Dunn.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 24. By Dunn.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 25. By Gantz, Miller, Ashmore, Murphy.

Referred to Committee on Revenue.

MOTION—To Suspend Rules and Amend

Mr. President: I move to suspend the rules and to amend Section 1 of Rule VIII by inserting after the words "o. Consideration of bills on select file" the following: "p. Consideration of bills on legislative file," and to re-letter the remainder of the section accordingly.

(Signed) J. N. NORTON.

The motion prevailed unanimously.

MOTION—To Suspend Rules and Amend

Mr. President: I move to suspend the rules and amend Section 6 of Rule XIII by striking out all of said section and by inserting in lieu thereof the following: "6. Consideration on legislative file in the manner defined in Section 4 of Rule XII."

(Signed) J. N. NORTON.

The motion prevailed unanimously.

MOTION—To Suspend Rules and Refer Bills

Mr. President: I move to suspend Section 4 of Rule VII, as it relates to Legislative Bills 10, 12 and 26, so as not to require the five days notice on Committee hearings on said bills.

(Signed) J. N. NORTON.

The motion prevailed unanimously.

MOTION—To Suspend Rules

Mr. President: I move to suspend Rule XII, Section 4 and advance Legislative Bill No. 10 to Legislative File for immediate consideration.

(Signed) BRADY.

The motion prevailed unanimously.

MOTION—To Suspend Rules

Mr. President: I move to suspend Rule XII, Section 4 and advance Legislative Bills No. 26 and No. 12 to Legislative File for immediate consideration.

(Signed) BRADY.

The motion prevailed unanimously.

LEGISLATIVE FILE

LEGISLATIVE BILL NO.10. Referred.

LEGISLATIVE BILL NO. 26. Referred with amendment.

Amend the title, line 1, by inserting after the word "payment" the words "of the salaries".

LEGISLATIVE BILL NO. 12. Referred with amendments.

Amend Section 1, Line 1, by inserting after the figures "1937", the words, "and in each odd-numbered year thereafter".

Amend Sub-section a. under Section 1, Line 2, by inserting after the figures "($472.09)", the words, "upon the fifteenth day of January or".

Amend Section 2, Line 1, by inserting after the word, "each", the words, "even-numbered".

Amend Sub-section a. of Section 2, Line 1, by striking out the word, "four", and inserting in lieu thereof the word, "two", and amend Line 2, Sub-section a. of Section 2 by striking out the figure, "4" and inserting in lieu thereof the figure, "2".

Amend Sub-section a. Under Section 2, Line 2, by striking the word, "fifteenth", and inserting in lieu thereof the word, "first".

Amend Sub-section b. of Section 2, Line 2, by striking the word, "February", and substituting in lieu thereof the word, "April".

Amend Sub-section c. under Section 2, Line 2, by striking the word, "March", and inserting in lieu thereof the word, "July".

Insert Sub-section d. under Section 2, after Sub-section c., the following: "The sum of Two Hundred Dollars ($200.00) on the first day of October of each such year".

MOTION—To Refer Bills

Mr. President: I move to refer Legislative Bills 10, 26 and 12 to Committee on Enrollment and Review for Review.

(Signed) J. N. NORTON.

The motion prevailed unanimously.

MOTION—To Adjourn

At 10:40 A. M. Lester L. Dunn moved to adjourn until 9:00 A. M. Tuesday.

SUBSTITUTE MOTION

Mr. Carsten offered a substitute motion to adjourn until 10:00 A. M. Tuesday.

The substitute motion prevailed.

HUGO F. SRB,
Clerk of the Legislature.

ELEVENTH DAY

Legislative Chamber,
Lincoln, Nebraska, January 19, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., Charles A. Dafoe presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Reynolds who was excused and Warner who was absent.

The Journal for the tenth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Pizer, a petition with 23 signatures opposing the Barber Act.

Mr. Tvrdik, a resolution supporting the consolidation of Omaha and Douglas County health facilities.

COMMUNICATIONS

A letter was read from Senator Norris' secretary acknowledging receipt of the Resolution concerning WPA in Nebraska.

NOTICE OF PUBLIC HEARINGS

Government

L. B. Nos. 7 and 8, Monday, January 25, 1937, 2:30 P. M.

L. B. Nos. 15 and 18, Monday, January 25, 1937, 3:00 P. M.

EDUCATION

L. B. Nos. 16 and 23, Monday, January 25, 1937, 3:00 P. M.

JUDICIARY

L. B. No. 22, Monday, January 25, 1937, 2:00 P. M.

L. B. No. 20, Re-referred to Committee on Claims and Deficiencies.

STANDING COMMITTEE REPORTS

Judiciary

Mr. President: Your Committee on Judiciary respectfully begs leave to report as follows:

It has had under consideration Legislative Bill No. 2 and respectfully recommends that the same be placed on general file for the following reasons, to wit:

L. B. 2 is a reenactment of Section 43-221, Compiled Statutes of Nebraska for the year 1929. This section was declared unconstitutional by the Supreme Court in Whetstone v. Slonecker, 110 Neb. 343, 193 N. W. 749 because it exceeded the jurisdiction of county courts in criminal matters under the Constitution existing in 1905 when this law originally was enacted.

In 1920 the Constitution was changed to provide for the enlarged powers of the county courts, but in order to validate this law, it is necessary to repeal the old statute and reenact the same.

Committee on Judiciary
(Signed) CHARLES A. DAFOE, Chairman.

The report was adopted.

Committee on Committees

Mr. President: Your Committee on Committees recommends the assignment of hearing rooms for standing committees as follows:

Agriculture	Room 350
Appropriations	Governor's Hearing Room
Banking and Insurance	Room 358
Claims and Deficiencies	Room 355
Commerce and Communications	Governor's Hearing Room
Drainage, Irrigation and Water Power	Room 355

Education	Room 358
Government	Room 350
Judiciary	Supreme Court Commission Room
Labor and Public Welfare	Room 350
Public Health and Miscellaneous Subjects	Room 358
Public Highways and Bridges	Room 355
Revenue	Supreme Court Commission Room

(Signed) R. C. REGAN, Chairman.

The report was adopted.

Committee on Enrollment and Review

Mr. President: Your Committee on Enrollment and Review herewith submit and recommend for adoption the following amendments and corrections in Legislative Bill No. 26:

Line 2, Section 1, strike out the case letters "s" in the word "state", "g" in the word "general", and "f" in the word "fund", and insert capital letters "S", "G" and "F", respectively.

Line 3, Section 1, after the word, "dollars", insert "($75,000.00)".

Line 5, Section 1, strike out the words, "Nebraska State".

Line 6, insert a comma after the word, "years".

Line 3, Section 2, strike out the words, "Lieutenant Governor as".

Line 7, Section 2, strike out the case letters "g" in the word, "general", and "f" in the word, "fund", and insert capital letters "G" and "F", respectively.

Line 3 of the Title, strike out the case letter "s" and insert a capital letter "S" in the word, "state".

Line 6 of the Title, after the word, "dollars", insert "($75,000.00)".

Respectfully submitted,
(Signed) ROBT. M. ARMSTRONG, Chairman.

Mr. President: Your Committee on Enrollment and Review herewith submit and recommend for adoption the following amendments and corrections in Legislative Bill No. 12:

Line 3, Section 1, after the word, "dollars", insert the word, "and".

Line 4, Sub-section a. of Section 2, after the word, "dollars", insert the word, "and".

Respectfully submitted,
(Signed) ROBT. M. ARMSTRONG, Chairman.

Mr. President: Your Committee on Enrollment and Review herewith submit and recommend for adoption the following amendments and corrections in Legislative Bill No. 10:

Line 1, Section 1, strike out the comma after the word, "dollars", and insert "($10,000.00)".

Line 4, Section 1, strike out the word, "mileage", and substitute therefor the words, "actual traveling expenses".

Line 6, Section 1, strike out the words, "Nebraska State".

Line 9, Section 1, strike out the word, "said", and insert the word, "the", and strike the case letter "l" in the word, "legislature", and substitute therefor the capital letter "L".

Line 2, Section 2, insert the capital letter "L" for the case letter "l", in the word, "legislature".

Lines 5 and 12, Section 2, insert the capital letter "L" for the case letter "l", in the word, "legislature".

Line 5, Section 2, strike out the word, "said" and insert the word "the".

Line 11, Section 2, strike out the word, "standing".

Line 16, Section 2, strike out the word, "said".

Line 18, Section 2, strike out the word, "said", and insert the word "the", and insert the capital letter "S" in lieu of the case letter "s" in the word, "state".

In the Title, Line 2, strike out the word, "mileage", and substitute the words, "traveling expenses", in lieu thereof.

In the Title, Line 6, add after "Nebraska;" the words, "appropriating the sum of ten thousand dollars ($10,000.00) therefor;".

Respectfully submitted,
(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Approve Changes

Mr. President: I move to approve the changes recommended by the Committee on Enrollment and Review.

(Signed) J. N. NORTON.

The motion prevailed.

MOTION—To Re-refer

Mr. President: I move to re-refer Legislative Bills 10, 26 and 12 to the Committee on Enrollment and Review for engrossment.

(Signed) J. N. NORTON.

The motion prevailed.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 34. By Strong.

A Bill for an Act to amend Section 32-802, C. S. Supp., 1935, relating to elections; to provide the period of time during which disabled voters may make written applications for ballots; and to repeal said original section.

LEGISLATIVE BILL NO 35. By Dunn, Frost, Carpenter, Wells, Gantz,

Carlson, Neubauer, Howard, Adams, Carsten, Brodecky.

A Bill for an Act to amend Sections 45-112 and 45-119 Compiled Statutes of Nebraska, 1929, relating to the lending of money; to provide for the rates of interest, brokerage fees and examination fees that may be charged by money lenders and loan agencies operating under license from the State of Nebraska and under the supervision of the Secretary of State; and to repeal said original sections.

LEGISLATIVE BILL NO. 36. By Gantz.

A Bill for an Act to amend Section 28-1212, Compiled Statutes of Nebraska, 1929, relating to offenses by cheats and swindles; to prohibit the making, drawing, uttering or delivering of any check, draft, written assignment of money, or order for the payment of money upon any bank, purported bank or depository by any person who does not have sufficient funds therein or credit therewith; to require the person so offending to make restitution to the injured party in two-fold the value of check, draft, written assignment of money or order for the payment of money so drawn, uttered or delivered, if the instrument so issued be for a sum not exceeding thirty-five dollars; to provide penalties for the violation thereof; and to repeal said original section.

LEGISLATIVE BILL NO. 37. By Gantz.

A Bill for an Act to amend Section 72-202, C. S. Supp., 1935, relating to school lands and funds; to prescribe legal investments of school funds to be made by the board of educational lands and funds; to provide for the investment by said board of such funds in bonds issued according to law for the financing of the construction of buildings erected for use for dormitories and for boarding, housing and student activity purposes at the University of Nebraska and at the state normal schools of the state of Nebraka; to repeal said original section; and to declare an emergency.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 27. By Roy W. Johnson.

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 28. By Nuernberger.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 29. By Brandt.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 30. By Brandt.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 31. By Pizer, Gantz.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 32. By Dafoe.

Referred to Committee on Commerce and Communications

LEGISLATIVE BILL NO. 33. By Brandt.

Referred to Committee on Judiciary.

MOTION—To Suspend Rules

Mr. President: I move to suspend Section 4 of Rule VII as it relates to Legislative Bill No. 2, so as not to require the five days notice on said bill.

(Signed) J. N. NORTON.

The motion prevailed unanimously.

COMMITTEE OF THE WHOLE

At 10:40 A. M. Mr. Norton moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File, with Mr. Diers in the Chair.

The motion prevailed.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 2. Referred to Legislative File.

(Signed) W. H. DIERS, Chairman.

The report of the Committee of the Whole was accepted.

MOTION—To Incorporate all Highway Bills

Mr. President: I move that all bills amending or referring to Section 39-1401 C. S. Supp. 1935 be referred to the standing committee on Highways before introduction, so that the same may be correlated by Committee on Highways in one bill and then introduced by the Committee as one bill.

(Signed) P. L. CADY.

The motion prevailed.

MOTION—Concerning Clerks for Standing Committees

Mr. President: I move that the question of employing clerks for the standing committees be left to the chairmen of all the committees and the Employment Committee.

(Signed) DUNN.

SUBSTITUTE MOTION

Mr. President: I move as a substitute motion that if the chairman of any committee desires a permanent secretary that his request be voted upon by the Legislature.

(Signed) DIERS.

The substitute motion prevailed.

MOTION—To Employ Secretary for Committees

Mr. President: I move that the Appropriations Committee be allowed to employ a secretary for the Committee on Appropriations and on Revenue.

(Signed) BRADY.

The motion prevailed with 35 ayes, 2 nays, 6 not voting.

Former Senator W. C. Bullard of McCook was present and addressed the Legislature briefly.

MOTION—To Adjourn

At 11:35 A. M. on motion of Mr. Norton, the Legislature adjourned until 10:00 A. M. Wednesday.

HUGO F. SRB,
Clerk of the Legislature.

TWELFTH DAY

Legislative Chamber,
Lincoln, Nebraska, January 20, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the eleventh day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Carsten, favoring the Child Labor Amendment.

Mr. Carpenter, favoring larger number of farm units under Resettlement Administration.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. No. **24**, Tuesday, January 26, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Enrollment and Review

L. B. No. 10. Correctly engrossed.
L. B. No. 26. Correctly engrossed.
L. B. No. 12. Correctly engrossed.

ROBT. M. ARMSTRONG, Chairman.

RESOLUTION

Memorializing the Congress of the United States to Enact Into Law the Sheppard-Hill Bill, Commonly Called the Universal Service Act, in the Interest of World Peace.

Introduced by Earl W. Carpenter, A. L. Miller, H. L. Pizer, Amos Thomas, Frank J. Brady, Robt. M. Armstrong, W. F. Haycock, Carl H. Peterson.

PREAMBLE

WHEREAS, the existing international situation is threatening the peace of the world to such an extent that every American Citizen should be interested in any plan which has as its purpose the keeping of America at peace, and,

WHEREAS, Veterans of the World War who now form the membership of The American Legion have from their knowledge of the problems and conduct of war evolved a plan known as the Universal Service Act, which plan is approved by all other veterans' organizations and which provides for the draft of capital, industry, man power and all other resources of the country, as well as men to fight, in the event of a national emergency, with equal service for all and special privilege and profit for none, thereby removing one of the greatest incentives for war, the profit motive, and,

WHEREAS, it is our belief that in the event of a future war a dollar should not be held of greater value than human lives or human suffering, and,

WHEREAS, it will not cost the United States one cent to place the Universal Service law on the statute books, and if fortune should bless us and there be no more wars, its enactment will not affect the life of the nation; but should war come, this law would enable us to meet it promptly and efficiently as a united nation in arms.

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR LEGISLATIVE SESSION ASSEMBLED:

1. That it is the sense of the members of this Legislature that it will militate for the best interests of the United States of America if the Congress shall enact into law without delay S-25 and H. R. 1954, the Sheppard-Hill bill, commonly known as the Universal Service Act for the sake of the promotion of world peace.

2. That the clerk of the Legislature be directed forthwith to forward copies of this resolution, properly authenticated and suitably engrossed, to the President of the United States, to the Vice-President of the United States as presiding officer of the United States Senate, to the Speaker of the House of Representatives of the United States, and to the United States senators and congressmen representing the state of Nebraska in the Congress to the end that our representatives

in Washington may be speedily advised as to the sentiment of this Legislature with respect to the immediate passage of the Universal Service Act.

Under the rules the Resolution was laid over one day.

RESOLUTION

Introduced by R. C. Regan and Frank J. Brady.

PREAMBLE

WHEREAS Congressman Karl Stefan, of the Third Nebraska District has introduced in Congress a bill to appropriate $75,000 for the construction of life-size, bronze equestrian statues of Major Frank North, and Captain Luther North, pioneer Indian fighters and scouts, in Pawnee Park at Columbus, Nebraska, and

WHEREAS these great Nebraska scouts were among the greatest leaders in the protection of the pioneer settlements of Nebraska, the building of the Union Pacific railway, and the travelers upon the great overland highways, from the raids of the hostile Sioux and Cheyenne Indians, and

WHEREAS the marking of historic sites, the monumenting of historic heroes and the preservation of the historic deeds and memories of Nebraska's frontier days is one of the most worthy objectives in these reconstruction years, therefore, be it

RESOLVED, that this first Unicameral Legislature of Nebraska gives its complete approval and support of this noble historical project and earnestly recommends the passage of this act to the Congress and the President of the United States.

RESOLVED, that copies of this Resolution be transmitted by the Secretary of this body to the Senators and Congressmen now representing this State at Washington.

Under the rules the resolution was laid over one day.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 38. By Strong, Gantz.

A Bill for an Act to amend Sections 39-1101 and 39-1106, C. S. Supp., 1935; to amend Section 60-412, Compiled Statutes of Nebraska, 1929, relating to rules of the road for motor vehicles; positively to declare that the operation of a motor vehicle by any person while under the influence of alcoholic liquor is unlawful; definitely to empower trial courts to suspend licenses to operate motor vehicles by persons convicted of operating the same while under the influence of alcoholic liquors or narcotic drugs upon conviction of first offenses or subsequent offenses; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 39. By Strong.

A Bill for an Act to amend Section 53-338, C. S. Supp., 1935, relating to liquors; to prohibit the sale thereof to Indians, including mixed bloods, wards or under guardianship of the United States of America; and to repeal said original section.

LEGISLATIVE BILL NO. 40. By Committee on Appropriations.

A Bill for an Act specifically to appropriate the sum of seventy-five hundred dollars, or so much thereof as may be necessary, out of the general fund of the state of Nebraska to pay the premium on the official bond of the state Treasurer of said state for the term commencing January 7, 1937; and to declare an emergency.

LEGISLATIVE BILL NO. 41. By Carlson, Carpenter, Wells, Slepicka, Frost, Neubauer, Howard, Armstrong.

A Bill for an Act to amend Section 72-217, C. S. Supp., 1935, relating to school lands and funds; to provide that all unsold school lands shall generally be subject to an annual rent of five per cent on the appraised value thereof; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 42. By Dunn, Comstock.

A Bill for an Act to amend Section 42-202, Compiled Statutes of Nebraska, 1929, relating to husband and wife; to provide that in the law and in equity a married man or a married woman shall have the same and equal rights to contract general personal obligations. to own, sell or convey property, real or personal, to exercise all other rights and to be liable for the satisfaction of all other engagements as an unmarried man or an unmarried woman, except only as otherwise limited or regulated by statute; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 43. By Dunn.

A Bill for an Act to amend Section 17-435, Compiled Statutes of Nebraska, 1929, relating to cities of the second class and villages;

to provide for the right of appeal to the district court from actions of village boards and city councils in cities of the second class sitting as boards of equalization to levy special assessments for sidewalk and street improvements; to prescribe procedure therefor; and to repeal said original section.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 34. By Strong.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 35. By Dunn, Frost, Carpenter, Wells, Gantz, Carlson, Neubauer, Howard, Adams, Carsten, Brodecky.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 36. By Gantz.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 37. By Gantz.

Referred to Committee on Education.

MOTION—To Suspend and Place on Third Reading

Mr. President: I move to suspend Section 13 of Rule XIII and to place L. B. 10 and L. B. 12 on third reading and final passage.

(Signed) BRADY.

The motion prevailed with 41 ayes, no nays, 1 not voting.

POINT OF ORDER

On point of order L. B. 10 and L. B. 12 were laid over one day.

Former Senator Charles E. Allen was introduced and addressed the Legislature briefly.

MOTION—To Adjourn

At 10:35 A. M., on motion of Mr. Regan, the Legislature adjourned until 10:00 A. M. Thursday.

HUGO F. SRB,
Clerk of the Legislature.

THIRTEENTH DAY

Legislative Chamber,

Lincoln, Nebraska, January 21, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., Speaker Warner presiding.

Reverend John Adams, Sr. of Omaha led the Legislature in prayer.

The roll was called and all members were present, except Pizer who was excused.

The Journal for the twelfth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Diers, favoring Legislative Bill No. 17 in its present form.

Mr. Gantz, concerning obsolete laws, taxation, school legislation, alcohol blending, chain stores and bond issues.

COMMUNICATIONS

Communications were read from Senator Edward Burke, Congressman Harry B. Coffee and Congressman Charles F. McLaughlin.

NOTICE OF COMMITTEE HEARINGS

Banking and Insurance

L. B. No. 11, Wednesday, January 27, 1937, 2:00 P. M.

L. B. No. 13, Wednesday, January 27, 1937, 2:00 P. M.

LEGISLATIVE RESOLUTION NO. 1

Legislative Reference Bureau.

Introduced by Frank J. Brady, Edwin Schultz and John B. Peterson.

RESOLUTION

Authorizing Committee on Appropriations Acting in Conjunction with the Committee on Legislative Administration to Reimburse the Nebraska Legislative Reference Bureau for Services Rendered Without Appropriation at the Fifty-first Special Session and for Services to Be Rendered This Senate During the Remainder of the 1937 Legislative Session.

PREAMBLE

WHEREAS, out of its appropriation for the biennium ending June 30, 1937, the sum of more than $1,000.00, at the specific request of the Firty-first Session, Special, October 28, 1935 to November 25, 1935, with the understanding that reimbursement therefor should be made out of contingent funds of this Legislature, was expended for bill drafting, arrangement, phraseology, correlation, library, research and related service to said special session, and

WHEREAS, the expenditure of said sum of more than $1,000.00 for the uses and purposes of said Fifty-first Special Session was not contemplated when the Fiftieth Regular Session made its appropriation for the Legislative Reference Bureau for the biennium ending June 30, 1937 and this Legislature ought to restore to said Bureau said sum so expended, and

WHEREAS, the Bureau's appropriation for salaries, wages and maintenance for the present biennium was $12,500.00 (See Laws of Nebraska, 1935, page 657), which amount was $4000.00 less than the amounts appropriated during bienniums ending June 30, 1933 and June 30, 1935, respectively, and

WHEREAS, Bureau funds available for service to this session of the Legislature will be exhausted on January 26, 1937 and must be replenished, and

WHEREAS, the Bureau has adequate facilities to perform, if directed by this Legislature, provided that sufficient funds are available to retain up to and including the thirtieth legislative day—when introduction of bills, except by special request of the Governor or special order of the Legislature, ends—its general counsel, one part time legal researcher, three skilled and experienced regular stenographers and one additional proofreader and copy holder, and after said thirtieth legislative day its general counsel and one trained person who can perform the combined duties of stenographer, copyholder and proofreader for the remainder of the session, which should adjourn not later than April 1, 1937, for preparing amendments, substitute bills, synopsis of bills and such other work in connection with bill review and writing committee reports in connection with bill review as it may be requested to do to cooperate with review counsel already arranged for, and

WHEREAS, the Bureau conservatively estimates that it will require but one-half of the amount allotted to it during previous sessions, if the sum of $1,000.00 expended, for the special session, without appropriation is restored to it, in view of the employment of independent counsel for bill review and constitutional opinion, to meet the demands of this Legislature with accuracy, efficiency and dispatch,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That it is the sense of this Legislature that said $1,000.00 expended by said Bureau for services rendered by it for the benefit of Fifty-first Special Session be forthwith restored to replenish its regular appropriation for the present biennium.

2. That it is the further sense of this Senate that the Nebraska Legislative Reference Bureau continue to perform the regular services which the law enjoins upon it to perform (See Article 4, Chapter 50, Compiled Statutes of Nebraska, 1929) together with additional services for this Legislature as set forth in the preamble hereof.

3. That the Committee on Appropriations, acting in conjunction with the Committee on Legislative Administration, upon proper vouchers being presented to them, signed by the Director of the Nebraska Legislative Reference Bureau, be authorized and directed to pay over to said Bureau forthwith the sums of $1,000.00 and $2,000.00 respectively out of moneys appropriated for this session in Section 1, Legislative Bill No. 10, Fifty-second Session, Nebraska State Legislature, as and when enacted or as hereafter amended.

Under the rules the resolution was laid over one day.

MOTION—To Adopt Universal Service Resolution

Mr. President: I move the adoption of the resolution regarding the Universal Service law.

(Signed) Carpenter.

The motion prevailed unanimously.

MOTION—To Adopt Resolution for Statues

Mr. President: I move the adoption of the resolution regarding the equestrian statues of North brothers at Columbus, Nebraska.

(Signed) REGAN.

The motion prevailed.

MOTION—To Reconsider

Mr. President: I move that this body reconsider the Regan-Brady resolution.

(Signed) MURPHY.

The motion prevailed with 30 ayes, 12 nays, 1 not voting.

Referred to Committee

Under Rule XV Section 3 the resolution was referred to the Committee on Judiciary.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 44. By Hall, Knickrehm, Roy W. Johnson.

A Bill for an Act relating to collateral as security for the deposit of public or other funds; to designate additional forms of security as eligible therefor; to repeal all acts and parts of acts in conflict herewith; and to declare an emergency.

LEGISLATIVE BILL NO. 45. By Hall.

A Bill for an Act relating to the deposit and protection of all funds coming into the hands of County Judges and Clerks of the District Court; and to relieve such officers from liability in certain cases.

LEGISLATIVE BILL NO. 46. By Worthing.

A Bill for an Act to amend Section 29-611, Compiled Statutes of Nebraska, 1929, relating to criminal procedure; to permit cash bonds in lieu of undertakings on appeal to the district court in criminal cases from judgments of justices of the peace, municipal judges and county judges; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 47. By Worthing.

A Bill for an Act relating to courts; to define the jurisdiction of municipal courts in criminal cases; to repeal Section 22-203, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 48. By Comstock, Dunn.

A Bill for an Act to amend Section 33-112, C. S. Supp., 1935, relating to fees and salaries; to provide the annual salaries of Deputy Register of Deeds and of each assistant to the Deputy Register of Deeds in counties having more than sixty thousand and less than one hundred fifty thousand inhabitants; to repeal said original section; and to declare an emergency.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 38. By Strong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 39. By Strong, Gantz.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 40. By Committee on Appropriations.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 41. By Carlson, Carpenter, Wells, Slepicka, Frost, Neubauer, Howard, Armstrong.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 42. By Dunn, Comstock.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 43. By Dunn.

Referred to Committee on Government.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 10. (With emergency clause).

A Bill for an Act to provide for the payment of compensation of officers of the Legislature, of employees, traveling expenses of members, and for supplies and other incidental expenses incurred during the Fifty-second Session of the Legislature of the State of Nebraska; appropriating the sum of ten thousand dollars ($10,000.00) therefor; and to declare an emergency.

Whereupon the President stated: "This bill having been read at large as provided by the Constitution of the State of Nebraska and printed with all amendments thereto, the question is 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 3:

Comstock
Howard
Pizer

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 12. (With emergency clause).

A Bill for an Act to provide for the time and amount of payment of the salaries of members of the Legislature and to declare an emergency.

Whereupon the President stated: "This bill having been read at large as provided by the Constitution of the State of Nebraska and printed with all amendments thereto, the question is 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 42:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 1:

Pizer

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MISCELLANEOUS BUSINESS

MOTION—To Raise Wages of Employees

Mr. President: I move that all employees' wages or salaries be raised one dollar per day above the wage scale of 1935. This does not include elective officers of the Legislature.

(Signed) REGAN.

SUBSTITUTE MOTION

Mr. President: I move as a substitute motion that this matter be referred to Committee on Legislative Administration.

(Signed) W. H. DIERS.

The motion prevailed.

MOTION—To Adjourn

At 11:50 A. M. on motion of Mr. Norton the Legislature adjourned until 10:00 A. M. Friday.

HUGO F. SRB,
Clerk of the Legislature.

FOURTEENTH DAY

Legislative Chamber,

Lincoln, Nebraska, January 22, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present, except John B. Peterson who was excused.

The Journal for the thirtieth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Armstrong, favoring amendment of the Barber Act.

Mr. Carpenter, opposing the Child Labor Amendment.

Mr. Nuernberger, favoring audit of all county offices by the State Auditor.

COMMUNICATIONS

Report to the Nebraska State Legislature by the Nebraska Commission on Interstate Cooperation of the Council of State Governments.

The Commission on Interstate Cooperation for Nebraska desires to report activities of the past two years.

In the latter part of February, 1935, the State Legislature by independent action of the Senate and the House elected Senator Charles D. Green and Speaker W. H. O'Gara of the House of Representatives to represent the Nebraska Legislature at the Second Interstate Assembly of the Council of State Governments and American Legislators' Association at Washington, D. C. Senator Green and Representative O'Gara were also commissioned by the Governor as his personal representatives at this Conference. The report of Senator Green and Representative O'Gara made following the Conference at Washington in February, 1935, is to be found in the Senate and House Journals of that year.

The Commission on Interstate Cooperation for Nebraska was created by resolutions by the Senate and the House of Representatives of the 1935 session of the Nebraska State Legislature on April 26, 1935, to be composed of five members of the Senate appointed by the president pro tem of the Senate, five members of the House of Representatives appointed by the Speaker of the House, and five administrative officials appointed by the Governor. The Commission representing Nebraska for the year 1935 and 1936 was composed of the following:

Governor's Appointees

A. C. Tilley, State Engineer, Chairman

Mrs. Maude Nuquist, Director Child Welfare Bureau,

W. H. Smith, Tax Commissioner,

Wm. H. Wright, Attorney General,

W. B. Banning, Director of the Department of Agriculture.

Senate Committee

Charles D. Green, Chairman

Charles J. Warner,

Geo. T. Sullivan,

Edward Gillette,

Emil E. Brodecky.

House Committee

W. H. O'Gara, Speaker of the House of Representatives, Chairman,

Edward J. Dugan,

Lester Dunn,

Niel A. McDonald,

M. E. Rasdal.

In June, 1935, Senator Charles D. Green and Speaker W. H. O'Gara of the House of Representatives represented the state at a meeting of the Council of State Governments at Chicago, Illinois. This meeting dealt principally with plans for the development of interstate cooperation.

The Second General Assembly of the Commissions on Interstate Cooperation of the Council of State Governments took place on April 17 and 18, 1936, at Chicago, Illinois, at which time seventy-five delegates from twenty-eight states gathered to discuss the establishment of cooperative machinery by the states. Nebraska was represented at this Conference by Mr. A. C. Tilley, State Engineer and Chairman of the Nebraska State Planning Board, Senator Charles D. Green, and Speaker W. H. O'Gara of the House of Representatives. The meeting was given largely to a discussion of means of broadening the concept of cooperation among the four principal levels of Government—Federal, State, County, and Municipal. The Primary purpose of the Commissions on Interstate Cooperation is to form a medium for the solving of problems involving various Governmental subdivisions or agencies by developing compacts between the subdivisions or by the mutual promotion of suitable legislation, when the problems to be solved do not properly fall within the scope of any one of the governmental subdivisions or agencies.

Subsequently four meetings have been held at Lincoln attended by members of the Nebraska Commission on Interstate Cooperation and Mr. Henry W. Toll, Executive Director of the Council of State Governments. The discussions at these meetings have all been aimed toward a better understanding of the principles and policies of the Interstate Commissions and have been held for the purpose of determining problems that exist, which properly fall within the scope of Interstate Commissions, and for the purpose of discussing ways and means to attack these problems. Problems in which Nebraska might be interested and which suggested themselves at these meetings as properly falling in a class which might be solved through the medium of Commissions on Interstate Cooperation included the following:

1. Cooperation between adjoining states both of which have ports of entry to the end of the joint handling might result in economies of administration.
2. Reciprocity with regard to motor vehicle license fees.
3. Flood control problems.
4. Problems with regard to interstate traffic and liquor.

5. Prevention, detection, and control of crime.
6. Problems arising in connection with social security and child welfare.
7. Problems in connection with the export and import of agricultural products with particular reference to standards, inspection, etc.
8. Problems of inter-governmental nature which might arise in connection with rehabilitation and relief to the drought stricken area.

Plans are now under way for the establishment of a Regional Secretariat to include the States of Colorado, Nebraska, Kansas, and Wyoming with headquarters at Denver, Colorado. This Secretariat to be staffed by the Council of State Governments to encourage and aid states governmental sudivisions and governmental agencies having common problems not falling within the scope of either.

Nebraska has been favorably recognized in this organization by the appointment of a former member of the Legislature to the Board of Directors of the American Legislators' Association and by the appointment of a former Lincoln newspaper reporter, Otho Devilbiss, to the staff of the Council of State Governments. Nebraska was especially recognized at the April, 1935, Conference in the address of Mr. Frederic A. Delano, Vice-chairman of the Advisory Committee National Resources Committee, at which time he stressed the need for planning but not sterotyped planning. To illustrate his point Mr. Delano called attention to the initiative shown by the citizens of the State of Nebraska in constructing a fine State Capitol building of a type of architecture not heretofore used by other states and by amending the Constitution for the creation of a unicameral Legislature. Mr. Delano pointed out the need for independent and fearless planning and initiative in order that governmental units might not continue in a rut as evidenced when one governmental unit follows, as he said, the precedent set up by other governmental units. Mr. Delano's address was short and to the point and honored Nebraska by choosing it for his illustration.

It is to be noted that Nebraska is one of the original thirteen cooperative states which included New Jersey, Colorado, Nebraska, Florida, North Carolina, Pennsylvania, New Hampshire, New York, Ohio, South Carolina, Kentucky, Indiana, and Virginia.

States contributing to the support of the Secretariat to the Council of State Governments either by appropriations or by payments from their legislative contingent funds include Arizona, California, Kentucky, Massachusetts, Nebraska, New Jersey, New York, Pennsylvania, and South Carolina.

Our Nebraska Legislative Reference Bureau has been for years cooperative with the Reference Service established by the Council of State Governments which has made available to cooperating members of the Council of State Governments very valuable research work compiled as the result of many years of activity and investigation in governmental fields.

It appears to your Commission that problems of the nature listed herein might well be solved through the medium of cooperating commissions and that the activities of these commissions to that end be encouraged.

CHARLES D. GREEN,

W. H. O'GARA,

A. C. TILLEY

MOTION—To Place in Journal

Mr. President: I move that the report as read be placed in the Legislative Journal.

(Signed) DUNN.

The motion prevailed.

MOTION—To Appoint Representatives

Mr. President: I move that the Committee on Committees appoint two members from each congressional district to represent the Nebraska Legislature on the Council of State Governments.

(Signed) DUNN.

The motion prevailed.

A letter was read from Congressman Charles G .Binderup.

NOTICE OF COMMITTEE HEARINGS

Commerce and Communications

L. B. No. 29, Thursday, January 28, 1937, 2:30 P. M.
L. B. No. 32, Thursday, January 28, 1937, 2:00 P. M.

Revenue

L. B. No. 31, Thursday, January 28, 1937, 2:00 P. M.

Appropriations

L. B. No. 40, Wednesday, January 27, 1937, 2:00 P. M.
Leg. Res. No. 1, Wednesday, January 27, 1937, 2:30 P. M.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 10. Correctly enrolled.
LEGISLATIVE BILL NO. 12. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

RESOLUTIONS

Resolution—For Permission to Sue the State.

Introduced by P. L. Cady

A resolution granting Henry Fischer and Frank Fischer, and each of them, either personally or by assignee in writing, permission and authority to sue the State of Nebraska in the District Court of Washington County, Nebraska, for the alleged taking and damaging, or damaging, by the said State, of their respective property located in said county in the years 1935 and 1936, for public use, without compensation; and directing the Attorney General of Nebraska to defend any action or actions brought by virtue hereof.

WHEREAS, it appears that differences exist between Henry Fischer and Frank Fischer, and each of them, residents and citizens of Nebraska of the one part, and the State of Nebraska of the other part, relative to the amount due, if any, to the said named parties and each of them from said State, for the alleged taking and damaging, or damaging, of their respective property located in Washington County, Nebraska, said premises being described as follows:

> The South Half of the Southeast Quarter of Section 14, Township 18, Range 11, East of the 6th P. M.

said Henry Fischer being the owner of the fee simple title thereto and said Frank Fischer being a tenant thereon during the years set forth herein, by said State for public use without compensation, in the years 1935 and 1936, resulting from the grading, construction and maintenance of a new grade on Highway No. 30 and for damages resulting from disposition of excess dirt taken from said highway and dumped along the south line of said premises and for damages resulting from defective construction and maintenance of culverts under and along said highway through said above described premises, all of which caused flooding of the lands belonging to said Henry Fischer and flooding and damaging a golf course maintained by said Frank Fischer and rendering part of said premises untillable, unproductive of any crops, rents, profits or income during said years 1935 and 1936 and injuring the utility thereof for subsequent crop production,

AND WHEREAS, it appears that such differences cannot be compromised or settled by the parties involved, and it is necessary to adjust the same by adjudication in courts of competent jurisdiction,

THEREFORE, BE IT RESOLVED, by the Senate of the State of Nebraska of the 52nd Session thereof, had and held in the State Capitol in the City of Lincoln in the year 1937, that the said Henry Fischer and Frank Fischer, and each of them, for himself and as assignee in writing for the other, be and they hereby are, authorized and empowered to commence in the court hereinafter named and maintain and prosecute to final judgment an action or actions upon said claims for the alleged taking and damaging, or damaging, of their respective property by said acts of the State of Nebraska.

BE IT FURTHER RESOLVED that the District Court of Washington County, Nebraska, is hereby empowered to hear, determine and adjudicate said action or actions, according to law; and the Attorney General of the State of Nebraska is hereby directed to take charge of the defense of said action or actions for and on behalf of said State.

Under the rules the resolution was laid over one day.

RESOLUTION—Opposing Modification of Federal Law.

Introduced by R. M. Howard, Harry E. Gantz, Allen A. Strong, Harry L. Pizer.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA:

WHEREAS, press reports have indicated that the Commission attending the Pan American Peace Conference is favorable to the importation of unsterilized meats and meat products from certain South American countries, and

WHEREAS, it has been stated that foot and mouth disease does not exist in certain areas of South America, and

WHEREAS, it is known that foot and mouth disease and other transmissible diseases of livestock which do not exist in the United States are ever prevalent in those South American countries, and

WHEREAS, the prevention and control of livestock diseases in those South American countries is not comparable to the standards of the United States and is in fact practically negligible, and

WHEREAS, the United States has spent millions of dollars in the eradication of foot and mouth disease brought into this country through livestock products of foreign origin, and

WHEREAS, the livestock industry in the United States had likewise suffered losses totalling millions of dollars from outbreaks of foot and mouth diseases, and

WHEREAS, an embargo is now in effect on importations of livestock and unsterilized livestock products from these South American countries, and

WHEREAS, the raising of such an embargo would immediately and seriously jeopardize the nations livestock industry as well as the public health of its citizens, now

THEREFORE, BE IT RESOLVED, by the Legislature of the State of Nebraska, that this body vigorously oppose any modifications of existing Federal laws and regulations governing the importation of livestock or unsterilized livestock products from any foreign country harboring foot and mouth disease or any other transmissible diseases of livestock which do not now exist in the United States.

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Governor to the President of the United States, the Secretary of State at Washington, D. C., the Presiding Officer of the United States Senate, and to the Speaker of the House of Representatives of the United States, the Secretary of Agriculture of the United States, and the Chairman of the Foreign Relations Committee of Congress.

Under the rules the resolution was laid over until tomorrow.

RESOLUTION—Concerning Retention of Coach Dana X. Bible by the University of Nebraska.

Introduced by Knickrehm.

WHEREAS, Coach Dana X. Bible has contributed much to the good name, honor and fame of the University of Nebraska during the nine years he has supervised the athletics of said institution and acted as head football coach, and

WHEREAS, Dana X. Bible should be retained at the University of Nebraska if it is possible to do so,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That it is the sense of this Legislature that the Board of Regents of the University of Nebraska, its chancellor and the proper authorities immediately in charge of athletics take such proper steps forthwith to retain said Dana X. Bible in his present position.

2. That the Clerk of this Legislature be directed forthwith to communicate the contents of this resolution to the chancellor's office of the University of Nebraska.

MOTION—To Suspend Rules and Adopt Resolution

Mr. President: I move that the rules be suspended, offer the following resolution and move its adoption.

(Signed) JOHN KNICKREHM.

Under the rule requiring a two-thirds majortiy the motion was lost, with 23 ayes, 18 nays, 2 not voting, and the resolution was laid over one day.

REFERRED TO COMMITTEE ON APPROPRIATIONS

Under Rule XV, Section 1, Legislative Resolution No. 1 was referred to the Committee on Appropriations.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 49. By Regan.

A Bill for an Act limiting the time within which actions may be brought for the recovery of money collected under invalid tax laws and prescribing a period within which existing claimants may bring such actions after this act shall take effect and to amend Section 20-208, Compiled Statutes for Nebraska, 1929, and to repeal said original section and to declare an emergency.

LEGISLATIVE BILL NO. 50. By Knickrehm, Diers.

A Bill for an Act relating to revenue; to define, regulate and license itinerant merchants and the business conducted by them; to require fidelity bonds from said merchants; to provide for the appointment of the Department of Agriculture and Inspection of the state of Nebraska as the agent of itinerant merchants and their sureties for the service of process on them or either of them in state; to provide for the service of process on such agent; to provide for the administration and enforcement of said Act; to provide penalties for the violation thereof; and to repeal Sections 77-1434, 77-1435 and 77-1436, Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 51. By Knickrehm.

A Bill for an Act relating to carriers; to regulate carriers of property by motor vehicle; to regulate transportation of property by motor vehicle over the public highways of the state of Nebraska; to vest certain powers in the Nebraska State Railway Commission; to prescribe the manner of their exercise; to establish a schedule of fees to be charged to and collected from applicants for permits to become motor carriers of property; irrevocably to dedicate their use for the purpose of administration and enforcement of the provisions of this Act during any biennium, if and when appropriated by the Legislature; to incorporate by reference herein the lawful orders, demands and requirements of the commission, made concerning this Act, the same as though copied at full length therein; and to provide penalties for the violation of the several sections thereof.

LEGISLATIVE BILL NO. 52. By Hall, Knickrehm, Roy W. Johnson.

A Bill for an Act to amend Sections 8-501 and 8-502, C. S. Supp., 1935, relating to loans under National Housing Act; to provide that said loans and their incidents shall be eligible for insurance by the Federal Housing Administrator; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 53. By Hall, Knickrehm, Roy W. Johnson.

A Bill for an Act to amend Section 8-309, C. S. Supp., 1935, relating to banks and banking; to provide that building and loan associations shall be authorized to obtain insurance of their loans by the Federal Housing Administrator; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 54. By Howard.

A Bill for an Act relating to live stock; to provide for the regulation of the sale of live stock and poultry remedies, defining the same; to provide for their registration, labeling, inspection and analyses; to provide that the same may be sold or distributed only upon written application to and permit and certificate issued by the Director of the Department of Agriculture and Inspection; to prescribe the amount of the annual permit fees therefor; to declare that the moneys arising therefrom shall not be considered as license moneys; to prohibit the sale of fraudulent or adulterated remedies; to provide for guarantees regarding ingredients; to provide for the collection of permit fees from manufacturers of or dealers in said remedies; to provide penalties for the violation of this Act; to fix the method and manner of expending the funds derived therefrom; to repeal Article 11, Chapter 54, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 55. By Murphy, Miller, Gantz, Strong, Haycock, Howard.

A Bill for an Act relating to live stock; to provide rules and regulations concerning the establishment and operation of live stock sales rings; to require live stock sales rings to maintain brand inspection; to provide that the Department of Agriculture and Inspection shall enforce the provisions of this Act; to declare that the fees collected hereunder shall be deemed occupation tax and not license moneys; to prescribe penalties for the violation thereof; to repeal Article 12, Chapter 54, C. S. Supp., 1935; and to declare an emergency.

LEGISLATIVE BILL NO. 56. By Reynolds.

A Bill for an Act relating to islands and lands in the beds of navigable streams and meandered lakes belonging to the state of Nebraska; to provide procedure for the lease or sale of said islands and lands subject to all the terms and conditions of valid and subsisting reciprocity acts of the state of Nebraska with the states of Iowa and South Dakota concerning ceded territory now in force and effect.

LEGISLATIVE BILL NO. 57. By Comstock, Dunn.

A Bill for an Act to amend Section 2, of Chapter 73, of the Session Laws of Nebraska for 1935 and to include within its provisions absentees, non-residents of Nebraska leaving property in Nebraska, and to repeal said Section 2 as originally existing.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 44. **By Hall, Knickrehm, Roy W. Johnson.**

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 45. **By Hall.**

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 46. **By Worthing.**

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 47. **By Worthing.**

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 48. **By Comstock, Dunn.**

Referred to Committee on Government.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 13 of Rule XIII and place Legislative Bill No. 26 on third reading and final passage.

(Signed) BRADY.

The motion prevailed unanimously.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 26. (With emergency clause).

A Bill for an Act to provide for the payment of the salaries of members of the Fifty-second Session of the Legislature of the State of Nebraska for a period of two years commencing the first Tuesday in January, 1937; appropriating the sum of seventy-five thousand dollars ($75,000.00) therefor; and to declare an emergency.

Whereupon the President stated: "This bill having been read at large as provided by the Constitution of the State of Nebraska and printed with all amendments thereto, the question is 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.	Dafoe	Knickrehm	Reynolds
Adams, J., Jr.	Diers	McMahon	Schultz

Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, W. R.
Johnson, R. W.
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Comstock
Peterson, J. B.

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

REPORT OF STANDING COMMITTEE

Enrollment and Review

LEGISLATIVE BILL NO. 26. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 26
LEGISLATIVE BILL NO. 12
LEGISLATIVE BILL NO. 10

Report of Committee on Legislative Administration

Salaries—Legislative employees per diem.

1935

Journal Clerk	5.00	Assistant Custodian	3.50
Engrossing Clerk	4.50	Chief Bill Clerk	4.50
Stenographers	4.00	Assistant Bill Clerk	4.00
Bookkeeper	4.50	Second Assistant Bill Clerk	4.00

Page (2)	3.25	Proof-readers	50 per hour
Mail Carrier	3.50	Proof-reader, part time	50 per hour
Chief Custodian	4.00	Mimeograph Operator	4.00
Secretary to Lieutenant Governor	5.00	Janitor (2)	3.50
		Messenger	3.25

Mr. President: Your Legislative Administration Committee respectfully recommends the adoption of the same salary schedule as used by the Senate of the Fifty-first Session, as attached.

(Signed) FRED L. CARSTEN.

MOTION—To Amend

Mr. President: I move to amend that each employee be paid fifty cents per day more than the 1935 schedule.

(Signed) REGAN.

The motion lost with 13 ayes, 24 nays, 6 not voting.

The report was adopted, as presented.

MOTION—To Reconsider Purchase of Supplement to Statutes

Mr. President: I move that the Legislature reconsider motion heretofore passed authorizing the Committee on Legislative Administration to purchase the 1935 Supplement for the members at a cost not exceeding $5.00 for each volume.

(Signed) HARRY E. GANTZ.

The motion prevailed unanimously.

MOTION—To Purchase 1935 Supplement

Mr. President: I move the Committee on Legislative Administration be authorized to purchase copies of C. S. Supp., 1935, at a cost not exceeding $6.00 each.

(Signed) HARRY E. GANTZ.

The motion prevailed with 29 ayes, 6 nays and 8 not voting.

MOTION—To Adopt Report

Mr. Norton moved that the report of the Committee of the Whole for the eleventh day, January 19, 1937 be adopted.

The motion prevailed.

MOTION—To Refer L. B. No. 2

Mr. Norton moved to refer Legislative Bill No. 2 to the Committee on Enrollment and Review for review.

The motion prevailed.

MOTION—For Placement of Blackboard

Mr. President: I move that a blackboard be placed at the front entrance of the Legislative Chamber to inform the public regarding public hearings.

(Signed) DIERS.

The motion prevailed unanimously.

Mr. W. V. Hoagland of North Platte addressed the Legislature briefly.

At 11:25 A. M. on motion of Mr. Carsten the Legislature adjourned until 10:00 A. M. Monday.

HUGO F. SRB,
Clerk of the Legislature.

FIFTEENTH DAY

Legislative Chamber,
Lincoln, Nebraska, January 25, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Brady who was excused.

The Journal for the fourteenth day was approved.

PETITIONS AND MEMORIALS

Mr. Hall introduced one petition from his constituents favoring and one opposing the Child Labor Amendment.

REPORT OF STANDING COMMITTEES

Revenue

Mr. President: The Committee on Revenue begs leave to report that it has elected E. M. Von Seggern vice-chairman and secretary of said committee.

(Signed) HAYCOCK, Chairman.

Agriculture

Mr. President: Your Committee on Agriculture begs leave to report that it has elected Emil E. Brodecky vice-chairman and Ernest A. Adams secretary.

(Signed) E. M. NEUBAUER, Chairman.

Judiciary

Mr. President: Your Committee on Judiciary would respectfully report that it has elected Amos Thomas vice-chairman and William Worthing secretary of said committee.

(Signed) CHARLES A. DAFOE, Chairman.

Banking and Insurance

Mr. President: Your Committee on Banking and Insurance reports the election of John Knickrehm vice-chairman and E. A. Adams, secretary.

(Signed) LELAND R. HALL, Chairman.

RESOLUTIONS

That Congress Enact Legislation Regulating Contracts and Pay for Star Route Carriers.

Introduced by W. H. Diers.

RESOLUTION—To enact a federal law making more permanent, all Star Route contracts, and to regulate a reasonable rate of pay thereon.

WHEREAS, government and private enterprises seek to alleviate present day employment rather than create lower standards, and

WHEREAS, the Star Route Carriers cannot participate in recovery under the present contract system, and

WHEREAS, similar forms of mail transportation are paid adequate salaries and have permanent jobs,

THEREFORE, BE IT RESOLVED by the unicameral Legislature of the State of Nebraska: That the 75th Congress of the United States enact such legislation as is necessary to make more permanent all star route contracts, and to regulate a reasonable rate of pay thereon.

Under the rules the resolution was laid over one day.

RESOLUTION—To Contribute to Flood Sufferers.

WHEREAS, certain of our sister states are afflicted by severe and disastrous floods in the valleys of the Ohio river and other rivers, and

WHEREAS, such disaster has resulted in loss of life, human distress and destruction of property, and

WHEREAS, such disaster will cause epidemics of disease and pestilence unless relief, sanitation and protection is provided, NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF NEBRASKA, that each member thereof contribute the sum of not less than one dollar to the American Red Cross, and that each officer and employee of the Legislature be asked to contribute to such fund,

BE IT FURTHER RESOLVED that the Chaplain be directed to collect such contributions and deliver the same to the American Red Cross.

(Signed) HAYCOCK-ARMSTRONG.

MOTION—To Suspend Rules

Mr. President: I move the rules be suspended and that the resolution be read the second time.

(Signed) HAYCOCK.

The motion prevailed with 36 ayes, 0 nays, 7 not voting.

The resolution was read the second time and adopted.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 58. By Wells, Carpenter, Neubauer.

A Bill for an Act to amend Section 44-912, C. S. Supp., 1935, relating to insurance; to provide the method of paying members and policy-holders in assessment hail associations when the assets of the company shall be insufficient to pay the losses due the members in any one year; to provide that the salaries and commissions of officers shall be considered a part of the assets; to provide that the salaries and commissions of officers and agents shall be subject to approval of the Director of the Department of Insurnace of the state of Nebraska; to provide that unpaid premium or assessment notes more than twelve months past due shall be reported to said Director and shall be placed for collection upon such terms as said Director approves; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 59. By Regan.

A Bill for an Act to amend Section 16-650, Compiled Statutes of Nebraska, 1929, relating to the issuance of bonds and warrants for the purpose of paying the cost of sewers, and to repeal said original section.

LEGISLATIVE BILL NO. 60. By Norton.

A Bill for a Resolution to amend Sections 18 and 25, Article III; to amend Sections 1, 2, 3, 21 and 28, Article IV; to amend Section 1, Article VII; to amend Section 9, Article VIII; to amend Section 2, Article XIII; and to amend Sections 3 and 7, Article XVII, Constitution of Nebraska, 1875 and the several amendments thereto, including the amendments proposed by the Constitutional Convention of 1919-1920, and adopted at a special election held on the 21st day of September, 1920 and including amendments thereto adopted at the general elections held in November, 1930, 1934 and 1936, relating to executive state officers of the state of Nebraska; to provide for a short ballot for the nomination and election of the constitutional executive officers of the state of Nebraska, hereafter to consist of the Governor and Lieutenant Governor, to be elected on the general election ballot in November, 1942, and every four years thereafter, and a Comptroller to be nominated and elected in a non-partisan manner in 1942, and every four years thereafter and to provide for their recall by the legal voters of the state; to provide that said officers shall be ineligible for a second consecutive term; to create the office of Comptroller, fixing his salary and duties and merging and combining the duties of the office of Auditor of Public Accounts therein; to provide for the duties of and for the appointment of Tax Commissioner, Attorney General, Secretary of State and Treasurer by the Governor with the advice and consent of the Legislature for terms of four years respectively, said Treasurer to be ineligible for appointment to a second consecutive term; to repeal said original sections; to provide for the effective date of this amendment and for the manner of filling vacancies in offices abolished or created thereby.

LEGISLATIVE BILL NO. 61. By Norton.

A Bill for an Act to amend Section 32-1201, Compiled Statutes of Nebraska, 1929, as amended by Chapter 51, Laws, 1931; Section 32-1202, Compiled Statutes of Nebraska, 1929; and Section 32-1203, Compiled Statutes of Nebraska, 1929, as amended by Chapter 76, Laws, 1935, to include members of the State Railway Commission; and to repeal said original sections.

LEGISLATIVE BILL NO. 62. By Slepicka.

A Bill for an Act relating to municipal corporations; to make mandatory an annual examination by a certified public accountant or accountants of the books, accounts and affairs of all municipal corporations in the state of Nebraska having a population of forty thousand inhabitants or less; to prescribe the time when this Act shall take effect; to provide penalties for municipal officers refusing to exhibit books, papers, records and accounts to or to answer questions propounded to them by such accountant or examiner; and to declare an emergency.

LEGISLATIVE BILL NO. 63. By Miller.

A Bill for an Act to amend Sections 21-102, 21-104, 29-103 and 29-201, Compiled Statutes of Nebraska, 1929, relating to courts; to limit the jurisdiction of justices of the peace; to repeal said original sections; to provide that such limitation on jurisdiction shall not affect any actions previously commenced in justice courts; and to declare an emergency.

LEGISLATIVE BILL NO. 64. By Miller.

A Bill for an Act to amend Section 60-302, C. S. Supp., 1935, as amended by Section 1, Chapter 12, Laws of Nebraska, 1935, Special; to amend Section 77-1401, C. S. Supp., 1935, as amended by Section 1, Chapter 14, Laws of Nebraska, 1935, Special; to amend Section 77-1609, C. S. Supp., 1935, as amended by Section 5, Chapter 14, Laws of Nebraska, 1935, Special; to amend Section 4, Chapter 14, Laws of Nebraska, 1935, Special; and to amend Section 77-1959, C. S. Supp, 1935, relating to revenue; to restore to the personal tax schedule motor vehicles for purposes of taxation; to provide for the taxation thereof; to provide that all personal taxes for the preceding year shall be paid before a motor vehicle registration shall be issued; to repeal said original sections; to repeal Sections 77-1444 and 77-1445, C. S. Supp., 1935; to repeal Section 31, Chapter 15, Laws of Nebraska, 1935, Special; and to repeal Sections 2, 3, 6, 7 and 8, Chapter 14, Laws of Nebraska, 1935, Special.

LEGISLATIVE BILL NO. 65. By Howard.

A Bill for an Act to amend Section 32-1201, C. S. Supp., 1935; to amend Section 32-1202, Compiled Statutes of Nebraska, 1929; to amend Section 32-1203, C. S. Supp., 1935; and to amend Section 32-514, Compiled Statutes of Nebraska, 1929, relating to elections; to provide for the nomination and election of county sheriff, county treasurer, county clerk, county surveyor, register of deeds, county attorney, clerk of the district court, county commissioners, county supervisors, county assessors, town clerk, town treasurer, town justice of the peace, road overseer, district supervisor, precinct assessor and precinct justice of the peace by non-political ballot in a non-partisan manner and without any indication on the ballot that said candidates are affiliated with or endorsed by any political party or organization; and to repeal said original sections.

LEGISLATIVE BILL NO. 66. By Worthing, Regan.

A Bill for an Act to amend Sections 5 and 48, Chapter 116, Laws of Nebraska, 1935, (Sections 53-305 and 53-348, Compiled Statutes Nebraska, Supplement, 1935) relating to liquors, relating to municipal elections upon the question of package sale of alcoholic liquors, other than beer, at retail; extending the initial license period for such sales to April 30, 1939; prohibiting such elections before April, 1939; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 67. By Dunn.

A Bill for an Act relating to the Tax Commissioner; to provide that he shall set apart in his office in the State Capitol at Lincoln, Nebraska, a mailing room and that he shall install therein one or more postage metering machines, which shall be used by the offices of all elective and appointive officers in said capitol building; and to declare an emergency.

LEGISLATIVE BILL NO. 68. By Brandt.

A Bill for an Act to amend Section 16-655, Compiled Statutes of Nebraska, 1929, relating to municipal corporations; to provide that cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants shall have the power to collect rent or rents from consumers of municipally owned water, gas, power, light or heat utilities in such manner as the council or commission shall deem just and expedient; to provide that the delinquent water rents shall be a lien upon the premsies upon which or for which water service was used or supplied; to provide a method for the collection of said water rents; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 69. By Von Seggern, Regan.

A Bill for an Act to provide for the payment of the salaries of the officers of the Nebraska State Government for the biennium ending June 30, 1939; and the condition for payment thereof, and to declare an emergency.

LEGISLATIVE BILL NO. 70. By Regan, Von Seggern.

A Bill for an Act making appropriations for the State Government for the biennium beginning July 1, 1937 and ending June 30, 1939, and the conditions of payment thereof; and to declare an emergency.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 49. By Regan.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 50. By Knickrehm, Diers.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 51. By Knickrehm.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 52. By Hall, Knickrehm, Roy W. Johnson.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 53. By Hall, Knickrehm, Roy W. Johnson.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 54. By Howard.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 55. By Murphy, Miller, Gantz, Strong, Haycock, Howard.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 56. By Reynolds.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 57. By Comstock, Dunn.

Referred to Committee on Judiciary.

MOTION—To Appoint Committee to Confer with Governor

Mr. President: I move that the chair appoint a committee of three to wait upon the Governor to ascertain his wishes relative to the delivery of his budget message to the Legislature.

(Signed) WALTER R. JOHNSON.

The motion prevailed and the Chair appointed Walter R. Johnson, Emil E. Brodecky and John B. Peterson to serve on said committee.

COMMITTEE REPORT—To Confer with the Governor

Mr. President: Your Committee appointed to confer with the Governor with reference to receiving his budget message begs leave to report and recommend that the hour of 11:00 A. M. be fixed to receive the Governor's message.

(Signed) WALTER R. JOHNSON.

MISCELLANEOUS BUSINESS

MOTION—To Appoint Committee to Escort the Governor to the Legislature

Mr. Presdient: I move that the Chair appoint a committee of five to call upon the Governor and to escort him before the Legislature to deliver his budget message.

(Signed) CHARLES A. DAFOE.

The motion prevailed and the Chair appointed Messrs. Dafoe, Regan, Howard, Murphy and Haycock to serve on said Committee.

MOTION—To Keep Floor of Legislative Chamber Clear

Mr. President: I move that the sergeant-at-arms be instructed to keep the floor of the legislative chamber clear of every one, except the members, the employees and the press—except on invitation by members. This motion to apply before, during and after sessions.

(Signed) MILLER.

SUBSTITUTE MOTION

Mr. President: I move that the sergeant-at-arms be instructed to remove one row of the seats back of the sixth row of desks and string a rail across the three aisles of the floor of the Legislative chamber.

(Signed) JOHN COMSTOCK.

The substitute motion prevailed with 24 ayes, 8 nays and 10 not voting.

MOTION—To Appoint Committee Clerks

Mr. President: I move that L. T. Fleetwood be appointed as clerk of the committees on Agriculture, Government and Labor and Public Welfare.

(Signed) E. M. NEUBAUER.

DUNN, P. L. CADY.

The motion prevailed.

MOTION—To Authorize Clerk When Needed

Mr. President: I move that the Committee on Public Highways and Bridges, the Committee on Drainage, Irrigation and Water Power and Committee on Claims and Deficiencies be authorized a clerk when needed.

(Signed) R. M. HOWARD.

The motion prevailed.

Mr. President: I move that John Quinn be appointed clerk of the committees on Claims and Deficiencies, Public Highways and Bridges and Drainage, Irrigation and Water Power.

(Signed) R. M. HOWARD.

The motion prevailed.

MOTION—To Recess

On motion of Mr. Norton the Legislature, at 10:45 A. M., recessed until 11:00 A. M.

AFTER RECESS

The Legislature reconvened at 11:00 A. M., President Jurgensen presiding.

The committee appointed by the Chair to escort the Governor to the Legislative Chamber retired and subsequently returned with the Governor.

LETTER OF TRANSMITTAL

Honorable R. L. Cochran, Governor,
State of Nebraska,
Lincoln, Nebraska.

Dear Governor:

I am submitting herewith tabulations carrying your budget recommendations for the biennial period beginning July 1, 1937, and ending June 30, 1939. The tabulation also carries the appropriations made for the present (1935-7) biennial period, and the expenditures therefrom for the first fiscal year. The tabulation is divided into two parts, the first part being devoted to property tax funds, while the second part relates to special, cash, and federal funds.

Respectfully submitted,

WM. H. SMITH,
State Tax Commissioner
and Budget Director.

Dated January 22, 1937.

BUDGET MESSAGE

OF

R. L. COCHRAN, Governor

Delivered to the Fifty-second Session of the Legislature of Nebraska,

January 25, 1937

To the Members of the Fifty-second Session of the
Legislature of Nebrsaka:

In accordance with statutory provision, I am transmitting herewith my budget recommendations to your Honorable Body.

The preparation of a budget at this particular time is a difficult task because on the one hand there is evidence of extensive needs and on the other hand there is every evidence of decreased ability on the part of the taxpayer to pay. In the preparation of this budget, I have tried to keep in mind the minimum and most urgent needs of the various institutions and expending agencies. I have tried to keep in mind the responsibility of the state to these various agencies, and I have kept in mind the responsibility of the state to its citizenship at large. Fortunately for us, we can expand or retrench at any legislative session. We have no bonded debt or other fixed charges to pay for expenditures of the past. We have only to consider two factors—current expenditures and current tax collections. May we adjust these two factors, so as to be fair to all.

I call your attention to the fact that the total recommended appropriations in this budget to be derived from a property tax are less than the appropriations passed by the 1935 session.

Condition of State Finances

The financial status of Nebraska continues in excellent condition. There are no bonds, no registered warrants, and no outstanding obligations which cannot be paid when the order is presented. This condition is all the more remarkable when we consider that we have not adopted any new forms of taxes. The last report of the State Treasurer as of December 31st, 1936, shows:

STATEMENT

Showing the Receipts and Disbursements of the Nebraska State Treasury for December, 1936

FUNDS	BALANCES Nov. 30, 1936	RECEIPTS	PAYMENTS	BALANCES Dec. 31, 1936
Current Revenue Fund				
General Fund	$ 670,403.74	$ 484,409.53	$ 718,696.79	$ 436,116.48
Capitol Fund	207,429.32	415.85	2,428.08	205,417.09
Game, Forestation and Parks Commission	30,210.66	29,479.36	13,709.42	45,980.60
Motor Vehicle Fund	55,800.04	8,316.32	20,329.55	43,786.81
Gasoline Tax	983,299.49	966,511.20	1,128,212.88	821,597.81
Miscellaneous Cash	389,531.94	35,744.78	50,991.65	374,285.07
State Assistance Fund (New)	1,184,160.30	331,876.59	354,422.20	1,161,614.69
State Assistance Fund (Old)	1,112,675.97	....	....	1,112,675.97
Federal Assistance Fund	688,033.73	....	247,215.82	440,817.91
Federal Public Health	59,019.85	....	2,355.50	56,664.35
U. S. Employment Service	3,073.73	....	407.80	2,665.93
Federal Vocational Education	60,449.89	....	3,194.55	57,255.34
Federal Aid Road	72,278.66	162,020.85	166,620.74	67,678.77
University Cash	410,306.52	....	139,414.36	270,892.16
Federal University Fund	128,034.07	....	51,758.08	76,275.99
Normal Cash and Library	29,358.93	10,784.14	11,123.15	29,019.92
Institution Cash	221,870.47	34,551.80	69,032.03	187,390.24
Compensation Court	34,860.28	....	2,334.46	32,525.82
Aviation Fund	19,815.08	2,230.25	629.32	21,416.01
Liquor Control Fund	82,953.35	139,994.46	24,804.42	198,143.39

FUNDS	BALANCES Nov. 30, 1936	RECEIPTS	PAYMENTS	BALANCES Dec. 31, 1936
Trust Account National Industrial Recovery Highway Fund	676,626.20	64,762.74	335,907.39	405,481.55
Federal Hastings Hospital	117,901.89	....	15,359.91	102,541.98
TOTAL	$ 7,238,094.11	$ 2,271,097.87	$ 3,358,948.10	$ 6,150,243.88
Current Trust Funds				
Temporary School	$ 186,968.31	$ 76,569.42	$ 26,119.05	$ 237,418.68
Soldiers Relief Income	53,455.40	4,001.19	13,997.73	43,458.86
University Income	317,310.42	4,278.82	12,561.82	309,027.42
Normal School Income	2,632.02	173.66	1,538.23	1,267.45
State Hail Funds	3,864.93	160.74	107.75	3,917.92
TOTAL	$ 564,231.08	$ 85,183.83	$ 54,324.58	$ 595,090.33
Permanent Trust Funds				
Permanent School Fund	$ 123,388.80	$ 252,195.05	$ 266,502.28	$ 109,081.57
Permanent University Fund	16,440.06	5,303.09	5,000.00	16,743.15
Agri. College Endowment Fund	2,837.58	4,928.84	....	7,766.42
Normal School Endowment Fund	2,768.39	....	....	2,768.39
Soldiers Relief	47,274.76	5,936.55	47,000.00	6,211.31
Bessey Memorial Endowment Fund	128.14	....	....	128.14
TOTAL	$ 192,837.73	$ 268,363.53	$ 318,502.28	$ 142,698.98
GRAND TOTAL	$ 7,995,162.92	$ 2,624,645.23	$ 3,731,774.96	$ 6,888,033.19

FUNDS	BALANCES Nov. 30, 1936	RECEIPTS	PAYMENTS	BALANCES Dec. 31, 1936
Trust Funds Invested (Bonds)				
Permanent School	$11,017,413.53	$ 266,502.28	$ 248,997.85	$11,034,917.96
Permanent University	272,457.39	5,000.00	5,303.09	272,154.30
Agriculture College Endowment	662,783.75	....	4,928.84	657,854.91
Normal Endowment	80,494.75	....	....	80,494.75
Soldiers Relief	1,902,725.24	47,000.00	5,936.55	1,943,788.69
Bessey Memorial	6,340.00	....	....	6,340.00
TOTAL	$13,942,214.66	$ 318,502.28	$ 265,166.33	$13,995,550.61
Recapitulation				
Current Revenue Funds	$ 7,238,094.11	$ 2,271,097.87	$ 3,358,948.10	$ 6,150,243.88
Current Trust Funds	564,231.08	85,183.83	54,324.58	595,090.33
Permanent Trust Funds	192,837.73	268,363.53	318,502.28	142,698.98
Total Cash	$ 7,995,162.92	$ 2,624,645.23	$ 3,731,774.96	$ 6,888,033.19
Trust Funds Invested (Bonds)	13,942,214.66	318,502.28	265,166.33	13,995,550.61
TOTALS	$21,937,377.58	$ 2,943,147.51	$ 3,996,941.29	$20,883,583.80
Cash Account				
U. S. Government Bonds	$ 3,714,073.76			
Due from Banks	3,173,959.43			
Total	$ 6,888,033.19			

H. J. MURRAY,
State Treasurer.

STATEMENT

Equalization of Salaries

I will discuss individually in this message, the various agencies for which appropriations are recommended. I call your attention to the results of an investigation which shows great variations in salaries for similar work, ability and responsibility. I refer to men and women in executive, clerical and teaching positions in the various state departments and institutions.

Education

The most important obligation of government is education of its youth. This obligation, however, decreases in inverse ratio to the progress made in education by the individual. Under our laws, an elementary education is mandatory. High school education is encouraged by our free high school laws. Higher education is only a partial responsibility of government which is shared by government with the individual. In studying the needs of higher education, the question arises as to whether government should do more for higher education than is necesssary to supply a public need. The state's contribution to education is made for higher education, for vocational education, and aid to elementary and high schools.

Two years ago, the legislature in making appropriations for higher education was influenced by the drouth of the previous year and a resultant reduced capacity to pay taxes on the part of the people. That condition has become more acute. However, I am recommending the same appropriation for the State University and State Normal schools as that appropriated two years ago.

I also recommend the same appropriation for the State Superintendent's office.

The national and state governments have recognized the necessity for broadening the base of education. Vocational education is supported by federal, state and local sub-divisions of the state. In addition to extending educational advantages to many who do not and cannot have higher education or even high school education, vocational education also supplies a public need.

I have recommended an increase in the sums to be appropriated for vocational education and rehabilitation. My recommendations are for the minimum amount necessary in order for the state and political sub-divisions to receive the maximum of federal appropriations allocated to this state for this activity.

Charitable and Penal Institutions

The population of our charitable and penal institutions has increased by approximately seventy per cent in the past twenty-four years. As a result of this great increase, conditions in some of the buildings have become crowded to a point where proper care and treatment is impossible. There is a constant waiting list of patients held in the counties, because there is not available space in the state hospitals to accommodate them. It is obvious that additional space is needed.

Over a long period of years the main hospital building at Ingleside, near Hastings, has deteriorated to such an extent that it is not feasible nor practical to repair. There is a hazard in continuing the use of this building.

The first unit of a new hospital building at Ingleside is now under contract. It is being financed with the $200,000.00 appropriation made by the legislature of 1935, together with $161,000.00 of federal funds. Further provision should be made during the next two years for continuing this construction with the idea of entirely replacing the old structure.

Because the Lincoln State Hospital is situated in a more populous area of the state, the demands for space are in excess of the facilities afforded. An additional hospital ward building is needed at this institution.

I am recommending an appropriation of $400,000.00 for new ward buildings and the furnishing of ward buildings. Because of the uncertainty as to whether additional federal funds will be made available for this construction, I recommend that the expenditure of this $400,000.00 appropriation be left to the discretion of the Board of Control.

I wish to call your attention to the fact that the general maintenance item includes repairs and replacements. Separate appropriations were made for these two items by the last legislature. The total for repairs and replacements appropriated two years ago was $160,000.00. I believe greater efficiency will result with more flexibility allowed in the use of this fund. Attention is called to the fact that the cash funds of $1,299,000.00 is an estimate. In the event this amount is collected, it will permit some raising of standards within the institutions.

To make an institution efficient, certain standards must be raised. As an example, guards at the State Penitentiary are working twelve hours per day, with but three days off per month. The

Board of Control, under their budget request and with my recommendation, expect to reduce the day of a guard to ten hours. These positions require alertness. It seems to me that a twelve-hour day is too long.

The care of the state's unfortunate should be a joint responsibility of family, county and state. I recommend a continuation of the present laws as to the responsibiltiy of relatives of inmates in state hospitals, also as to the responsibilities of counties. It seems to me that this is the best guarantee we can have for proper care and discretion being used in the committing of patients to our state hospitals.

For the Institution at Genoa, I am recommending an appropriation of any unexpended balance existing at the end of this biennium. I agree with the Board of Control that the most efficient use that can be made of this property is as a prison farm.

Planning Board

Two years ago the legislature appropriated $15,000.00 for a State Planning Board. However, a statute was not passed recognizing such a board. During this biennium, very considerable sums of federal money have been received and beneficially expended under the supervision of this board. I am recommending that the sum of $15,000.00 be again appropriated from the gas tax, as heretofore. I recommend the passage of a law requiring and creating a state planning board with an additional appropriation of $10,000.00 from the general fund. I recommend that this board be charged specifically with the duty of determining present and prospective building needs of the State University, State Normal Schools and charitable and penal institutions. I recommend that this building plan be considered for a period of at least ten years and that a report be made by the Planning Board to the Governor to be transmitted by him to the next regular legislative session.

It is my opinion that an important phase of the work which should be done by this Planning Board and the Department of Health is the making of a tubercular survey. I consider this necessary as a means of estimating new buildings which may be needed in the years to come as the State Tubercular Hospital. Such a survey should reduce the prevalence of tuberculosis by recognizing this deadly malady in its early stages. This procedure is highly recommended by medical authorities and the carrying out of such a plan should have the effect of saving lives as well as saving state money in the future.

It is expected that federal funds will be available for the Planning Board to carry on this activity.

Custodianship of the Capitol Building

As this message is being prepared to be sent to the printer, the Supreme Court has not yet passed on the question as to whether the office of Commissioner of Public Lands and Buildings is in force or abolished. In the absence of a Court decision, I am at this time following the opinion of the Attorney General which says that the office has been abolished.

I have prepared this budget anticipating legislation which will place the custodianship of the Capitol under the Department of Roads and Irrigation which, in turn, is responsible to the Governor.

Attention is called to the fact that two years ago, an appropriation of $18,000.00 was made for the care of the Capitol grounds under the supervision of the State Capitol Commission. The same sum of $18,000.00 is included in this budget, in addition to the amount recommended for the care of the Capitol building. It is recommended that the law creating the Capitol Commission be repealed.

Board of Educational Lands and Funds

As stated above, in the absence of an opinion from the Supreme Court at the time of the preparation of this budget I am following the opinion of the Attorney Geenral in making recommendations for the Board of Educational Lands and Funds. I am making no recommendations for appropriations to the Commissioner of Public Lands and Buildings. In the event the Supreme Court should decide this case contrary to the Attorney General's opinion, my recommendations for the Board of Educational Lands and Funds should be revised to include provision for the activities of the office of Commissioner of Public Lands and Buildings.

Bureau of Aeronautics

It is recommended that in making an appropriation for the Bureau of Aeronautics, authority be given to the Aeronautics Commission to mark airways.

State Treasurer

Your attention is called to the item covering audit of state officers under the State Auditor. I have included in this item an amount considered necessary for semi-annual audits of the State Treasurer's office.

It is to be recalled that with a bond of $750,000.00 instead of $1,000,000.00 being furnished and approved for the State Treasurer, $2,500.00 will be saved to the state in bond premiums. This saving will be more than sufficient to pay the cost of these additional audits.

Joint Purchasing

It is recognized that the prices of some commodities have raised during the past few years. I believe, however, that such increases may be offset to a considerable extent by the advantages of joint purchasing of some commodities between the Board of Control, State University, the State Normal Schools and the State Purchasing Agent, acting for other state agencies. The advantages of this appear to me to lie not only in the probability of lower unit prices on larger volume purchases, but also in a better control of purchasing through central laboratory testing of commodities.

Social Security

I am recommending an appropriation for Social Security of an amount which together with estimated available federal funds, will be necessary to maintain the present rate of payments now being made under the Social Security Law. It is to be noted that the recommendation includes provision for these funds to come from the per head tax, beer and liquor taxes and a part of the additional one cent gas tax.

State Parks

Two years ago the Nebraska legislature passed a law providing for the maintenance of state parks from the general fund of the state instead of ten per cent of the game and fish licenses, as heretofore. The amount which I have recommended for state parks to come from the general fund of the state is equal to ten per cent of the total receipts from game and fish licenses estimated on the basis of collections during the first year of this biennium. The amount is $32,000.00.

Department of Labor

Employment Service

An increase in appropriation for the Employment Service, over that made two years ago, has been recommended in order to match a major portion of the federal funds made available for this service.

Department of Health

A small increase is requested for the Department of Health for the purpose of matching federal funds made available for this activity.

Military Department

Attention is called to the possibility that WPA funds may be available for the construction of new armories, with a rather small percentage contributed by the state. It is possible that during the consideration of the appropriation bill, it may be desirable to give thought to this question, in connection with amounts now being paid for armory rent.

Law Enforcement

I am recommending that $100,000.00 per year be appropriated for the State Law Enforcement Department. This sum is to be derived from a driver's license fund. I am recommending now, as before, the passage of a drivers' license law, providing for renewal every two years. I estimate that approximately seventy-five cents per license each two years will finance the administration of the law as well as state law enforcement.

Highways

In making an estimate for needed appropriations for highways, I had in mind available federal aid which requires matching by the state. I had in mind also the improvement of some roads on the state highway system where federal aid cannot be obtained and where it is necessary to finance the construction entirely with state funds. It is recommended that federal feeder road funds be given to the counties to be matched by them.

I call attention now, as I did in my inaugural message, to the great expansion that has taken place in the state highway system as a result of additions of state highways by successive legislatures.

In the budget for the Department of Roads and Irrigation, I have assumed that the one cent additional gas tax law, will be re-enacted and that approximately sixty per cent of the revenue coming from this one cent gas tax will go for highway purposes and approximately forty per cent for the maintenance of social security.

Conclusion

In the preparation of this budget, I have tried to recognize the responsibility of the state. At the same time I have tried to recognize that the welfare of the state and its citizens and the ability to carry on state activities in the future, demand rigid economy at this particular time.

Respectfully submitted,

R. L. COCHRAN,
Governor of Nebraska.

MOTION—To Adjourn

At 11:30 A. M. on motion of Mr. Worthing the Legislature adjourned until 10:00 A. M. Tuesday.

HUGO F. SRB,
Clerk of the Legislature.

SIXTEENTH DAY

Legislative Chamber,
Lincoln, Nebraska, January 26, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Warner, and except Brady who was excused.

The Journal for the fifteenth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Pizer, favoring the Barber Act; Mr. Slepicka, favoring the Star Route resolution; Mr. Haycock, opposing the Child Labor Amendment; also a petition favoring bounty for crows; Mr. Murphy, favoring bindweed eradication; President Jurgensen, favoring WPA appropriations in accordance with Workers Alliance demands; opposing Child Labor Amendment.

COMMUNICATIONS

Letter from Governor Cochran

Lincoln, January 25, 1937

To the Members of the Fifty-second Session
of the Legislature of Nebraska:

I am submitting herewith a report showing the moneys received by myself, as Governor, during the period beginning January 3rd, 1935, to and including December 31st, 1936.

The first of these statements shows the money received for alcohol permits, warehouse licenses, extradition warrants and federal aid for soldiers' home, which were deposited with the State Treasurer.

The second statement is designated the State Beer Tax Expense Fund. This was received from the beer tax for the expense of administering the activity and handled as a bank account because of the failure of the regular session of the legislature of 1933 to appropriate funds for such expense. The 1935 session made the appropriation after which the funds were handled through the State Treasurer's office.

The third report shows the receipts from the Genoa State Hospital.

The fourth report is a detailed statement of the moneys handled as a result of the administration of the Wagner Bill Relief Fund. The statement shows the grants to Nebraska which were made payable to the Governor and the amounts paid over upon requisition to the State Emergency Relief Committee.

Respectfully submitted,
(Signed) R. L. COCHRAN
Governor of Nebraska

Lincoln, January 25, 1937

REPORT OF MONEY RECEIVED BY THE GOVERNOR DURING THE TERM BEGINNING JANUARY 3rd, 1935, TO AND INCLUDING DECEMBER 31st, 1936

Source	**Amount**
Fees for alcohol permits	$ 316.00
Fees for warehouse licenses	88.10
Fees for extradition warrants	117.00
Federal aid for Soldiers' Home	21,222.91
TOTAL	$21,744.01

—the entire amount of which was deposited with the State Treasurer.

STATE BEER TAX EXPENSE FUND
JANUARY 3rd, 1935, to JULY 2nd, 1935

Received from former administration on

January 3rd, 1935	$ 405.98
Received January 3rd to July 2nd, 1935	4,979.46
TOTAL	$ 5,385.44
Money paid out by requisitions from Department of Agriculture	$ 5,315.34
BALANCE	$ 70.10—which

was turned over to the State Treasurer on July 2nd, 1935.

GENOA STATE HOSPITAL

Received from former administration	$ 225.12
Received from January 3, 1935 to March 15, 1935	1,731.45
TOTAL	$ 1,956.57
By check on requisitions by Mrs. Nellie G. Benson, Chairman of the Board of Control	$ 1,412.68
BALANCE	$ 543.89—which

was turned over to the Board of Control March 15, 1935.

WAGNER BILL RELIEF FUND

Listed below are the grants received as well as the requisitions made against the fund, the entire amount being turned over to the State Emergency Relief Committee by March 3rd, 1936.

Balance as of December 31st, 1934 $ 2,693,436.85

Grants		Total Grants by months	Total requisitions by State Emergency Relief Committee by Months
January 14, 1935	$ 1,211,150.00		
January 22, 1935	750,000.00	1,961,150.00	2,169,383.57
February 21, 1935	3,150.00		
		584,150.00	1,611,004.93
February 21, 1935	581,000.00		
March 11, 1935	462,200.00		
March 22, 1935	1,094,700.00		
		1,556,900.00	1,288,175.39
April 4, 1935	522,500.00		
		522,500.00	1,457,060.73
May 7, 1935	1,276,210.00		
May 27, 1935	50,000.00		
May 27, 1935	5,000.00		
May 27, 1935	1,344,200.00		
		2,675,410.00	1,935,058.45
June 8, 1935	1,213,942.00		
		1,213,942.00	1,400,000.00

Grants		Total Grants by months	Total requisitions by State Emergency Relief Committee by Months
July 24, 1935	$ 37,000.00		
July 24, 1935	150,000.00		
July 24, 1935	384,000.00		
July 24, 1935	879,000.00		
		1,450,000.00	882,353.73
August 23, 1935	150,000.00		
August 23, 1935	5,000.00		
August 23, 1935	341,500.00		
August 23, 1935	300,000.00		
August 23, 1935	22,700.00		
August 23, 1935	22,500.00		
		841,700.00	900,000.00
September, 1935			1,200,000.00
October 9, 1935	6,445.00		
October 9, 1935	350,000.00		
October 9, 1935	307,894.00		
		664,339.00	800,000.00
November 1, 1935	525,000.00		
November 14, 1935	124,000.00		
December 12, 1935	175,100.00		
		824,100.00	800,000.00
November 14, 1935	208,000.00		

Grants		Total Grants by months	Total requisitions by State Emergency Relief Committee by Months
December 12, 1935	500,000.00		
December 12, 1935	25,000.00		
December 12, 1935	70,000.00		
		803,000.00	1,000,000.00
January, 1936			347,591.05
February 3, 1936	1,500.00		
		1,500.00	1,500.00
March 2, 1936	261,563.00		
		261,563.00	261,563.00
Total	$13,360,254.00	Total....$16,053,690.85	Total....$16,053,690.85

Respectfully submitted,
(Signed) R. L. COCHRAN
Governor of Nebraska

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. No. 22, Friday, January 29, 1937, 2:00 P. M.
L. B. No. 36, Monday, February 1, 1937, 2:00 P. M.
L. B. No. 38, Monday, February 1, 1937, 2:00 P. M.
L. B. No. 46, Monday, February 1, 1937, 2:00 P. M.
L. B. No. 47, Monday, February 1, 1937, 2:00 P. M.
L. B. No. 56, Monday, February 1, 1937, 2:00 P. M.
L. B. No. 33, Wednesday, February 3, 1937, 2:00 P. M.
L. B. No. 39, Wednesday, February 3, 1937, 2:00 P. M.
L. B. No. 49, Wednesday, February 3, 1937, 2:00 P. M.
L. B. No. 57, Wednesday, February 3, 1937, 2:00 P. M.

Education

L. B. No. 37, Monday, February 1, 1937, 2:00 P. M.
L. B. No. 41, Monday, February 1, 1937, 2:30 P. M.

STANDING COMMITTEE REPORTS

Education

Mr. President: Your Committee on Education begs leave to report that it has elected L. C. Nuernberger vice-chairman and R. W. Johnson secretary of said committee.

(Signed) SCHULTZ, Chairman.

Commerce and Communications

Mr. President: The Committee on Commerce and Communications has elected John Knickrehm vice-chairman and W. H. Diers secretary of said committee.

(Signed) WALTER R. JOHNSON, Chairman.

Drainage, Irrigation and Water Power

Mr. President: Your Committee on Drainage, Irrigation and Water Power beg leave to report that they have elected Senator L. B. Murphy vice-chairman and Earl W. Carpenter secertary of said committee.

(Signed) HARRY PIZER, Chairman.

Enrollment and Review

January 22, 1937.

Mr. President: Your Committee on Enrollment & Review respectfully report that we have this day, at 12:05 P. M. presented to the Acting Governor for his approval:

LEGISLATIVE BILL NO. 10.
LEGISLATIVE BILL NO. 12.
LEGISLATIVE BILL NO. 26.

(Signed) ROBT. M. ARMSTRONG, Chairman.

RESOLUTIONS

RESOLUTION—Respecting the Memory of John S. Wise.

Introduced by Hugh B. Ashmore

PREAMBLE

John S. Wise was born at Williamsport, Pennsylvania, November 17, 1855. He died January 24, 1937. His ancestry was German, French and English. He was a pioneer settler of southwestern Nebraska, coming to Nebraska in 1873. His education was received in the common schools of Pennsylvania and Nebraska. On September 24, 1878 he married Emma Widenor and to this marriage union were born five children.

John S. Wise was a member of the Methodist church, the Masonic Lodge and the Degree of Honor. By occupation he was a farmer but he found time to devote his energies to public affairs during a well spent life and held various civic offices: county commissioner, county clerk, county surveyor, as well as member of the Legislature.

WHEREAS, John S. Wise, a member of the House of Representatives, Legislature of Nebraska, during the Forty-second Session, representing the Eighty-eighth District, serving as a member of the committees on Fish and Game and Labor,

NOW THEREFORE BE IT RESOLVED BY THE FIFTY-SECOND SESSION OF THE NEBRASKA STATE LEGISLATURE IN REGULAR SESSION ASSEMBLED:

1. That this Legislature of the sovereign people of the state of Nebraska pause for a moment in its deliberations to do reverence and to pay its tribute to John S. Wise, a past member of the House of Representatives.

2. That the chief clerk of the Legislature be directed forthwith to forward a copy of this resolution, properly authenticated and suitably engrossed, to the family of John S. Wise, as a lasting testimonial of the appreciation of this state for his service in its House of Representatives, after the same shall have been spread at large upon the journals of the Legislature.

The resolution was adopted unanimously.

RESOLUTION—Permission to Sue State

Mr. Cady called up his Resolution, "Henry Fischer and Frank Fischer for Permission to Sue the State", introduced the fourteenth day and moved that the same be referred to Committee on Claims and Deficiencies.

The motion prevailed.

RESOLUTION—Contracts and Pay for Star Route Carriers.

Mr. Diers called up his Resolution, "Contracts and Pay for Star Route Carriers", introduced on the fifteenth day, and moved its adoption.

The resolution was adopted with 33 ayes, 5 nays, 5 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 71. By John B. Peterson, Miller.

A Bill for an Act to amend Section 17-401, C. S. Supp., 1935, as amended by Section 8, Chapter 10, Laws of Nebraska, 1935, Special, relating to cities of the second class or villages; to provide that said cities or villages may, by resolution, direct the sale and conveyance of any real estate acquired through any form of tax sale or tax lien foreclosure and of any real estate owned by such city or village of less value than ten thousand dollars except real estate used in the operation of public utilities; to provide the procedure for the sale of said real estate; and to repeal said original section, as amended.

LEGISLATIVE BILL NO. 72. By John B. Peterson.

A Bill for an Act to amend Section 51-210, Compiled Statutes of Nebraska, 1929, relating to municipal libraries; authorizing the library board of any city, village, township, or county to sell and convey real estate donated or devised to said library board or to said public library; to provide the procedure of such sale and conveyance; and to repeal said original section.

LEGISLATIVE BILL NO. 73. By Knickrehm, Hall.

A Bill for an Act to amend Section 17-515, C. S. Supp., 1935, relating to municipal corporations; to provide rules and regulations governing and controlling the deposit of funds of cities of the second class and villages in state or national banks; to fix the duties, responsibilities and liabilities of the treasurer, trustees and councilmen relative thereto; to prescribe the conditions upon which said banks may become eligible as depositories of said cities or villages; to provide the method and manner by which the surplus funds thereof may be invested in the outstanding bonds or registered warrants of such cities or villages; to provide that the proceeds of sales of municipal light and water properties may be used to retire light and water bonds or warrants due and that the excess, if any, after such payments be made, may be transferred to the general fund; and to repeal said original section.

LEGISLATIVE BILL NO. 74. By Armstrong.

A Bill for an Act relating to the jurisdiction of County Courts; to amend Section 27-513, Compiled Statutes, Nebraska, 1929; to repeal said original section; and to provide for Certification to the District Court of an action commenced in the County Court when by set-off or counterclaim a defendant claims an amount in excess of the jurisdiction of the County Court; and to authorize security for costs to be required therefor.

LEGISLATIVE BILL NO. 75. By Armstrong.

A Bill for an Act to amend Section 29-801, Compiled Statutes of Nebraska, 1929; and to repeal said original section.

LEGISLATIVE BILL NO. 76. By Knickrehm, Frost.

A Bill for an Act to amend Sections 26-1807 and 26-1809, Compiled Statutes of Nebraska, 1929, relating to bounties; to provide the amount of and the manner of payment of bounties for killing pocket gophers, ground squirrels, crows and magpies; and to repeal said original sections.

LEGISLATIVE BILL NO. 77. By Hall.

A Bill for an Act to repeal Section 8-141, C. S. Supp., 1935, relating to certificates of deposit.

LEGISLATIVE BILL NO. 78. By Hall.

A Bill for an Act to amend Section 8-142, C. S. Supp., 1935, relating to banks and banking; to provide for additions to surplus funds out of earnings before the declaration of dividends; and to repeal said original section.

LEGISLATIVE BILL NO. 79. By Hall.

A Bill for an Act to repeal Section 8-143, C. S. Supp., 1935, relating to the surplus accounts of banks.

LEGISLATIVE BILL NO. 80. By Hall.

A Bill for an Act to amend Section 77-2601, C. S. Supp., 1935, relating to revenue; to provide that funds of the United States or of an agency of the United States may be secured by a pledge of assets of the depository banks in lieu of bond for safekeeping; and to repeal said original section.

LEGISLATIVE BILL NO. 81. By Frost.

A Bill for an Act to amend Section 2-101, Compiled Statutes of Nebraska, 1929, relating to agriculture; to provide that the annual meeting of the State Board of Agriculture shall be held on the fourth Tuesday in January of each year; and to repeal said original section.

LEGISLATIVE BILL NO. 82. By R. W. Johnson, Reynolds, Hall.

A Bill for an Act to repeal Sections 85-220 and 85-221, Compiled Statutes of Nebraska, 1929, relating to the manufacture, purchase, sale and distribution of hog cholera serum and virus by the Board of Regents of the University of Nebraska; and to declare an emergency.

LEGISLATIVE BILL NO. 83. By Slepicka.

A Bill for an Act to amend Section 17-209, C. S. Supp., 1935, relating to municipal corporations; to provide the maximum compensation of village trustees and other village officers; and to repeal said original section.

LEGISLATIVE BILL NO. 84. By Wells, Carpenter, Reynolds.

A Bill for an Act to amend Section 89-168, Compiled Statutes of Nebraska, 1929, relating to weights and measures; to prescribe regulations governing the weighing of grain sold on or consigned for sale to markets in the state of Nebraska having inspectors licensed by the United States Department of Agriculture under the provisions of the Grain Standard Act; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 85. By Carlson.

A Bill for an Act to amend Section 46-614, Compiled Statutes of

Nebraska, 1929, relating to irrigation; to prescribe the manner of appointment of a superintendent by the owner or operator of any ditch or canal; to prescribe the manner of appointment of a superintendent for any ditch or canal by the State Engineer for the Department of Roads and Irrigation upon petition of thirty per cent of the water users who are dissatisfied with water service; to provide for the compensation of said superintendent appointed by the State Engineer; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 86. By Reynolds, Wells, Brodecky.

A Bill for an Act relating to agriculture; to prohibit any outdoor show, circus, or carnival from showing or exhibiting at cities where any state, county or district fair association conducts an agricultural and live stcok exposition or fair, within a period of eighteen days next preceding the date advertised and set for such agricultural and live stock exposition or fair; and to prescribe penalties for the violation thereof.

LEGISLATIVE BILL NO. 87. By Carlson.

A Bill for an Act to amend Section 46-513, Compiled Statutes of Nebraska, 1929, relating to irrigation; to provide procedure for compelling correction and repair to ditches and canals; to provide penalty for the violation thereof; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 88. By Carpenter, Neubauer, Hall, Wells, Reynolds.

A Bill for an Act to amend Sections 77-1804 and 17-1805, C. S. Supp., 1935; to amend Sections 77-1903, 77-1908, 77-1909 and 77-1944, Compiled Statutes of Nebraska, 1929, relating to revenue; to provide that county assessors or county clerks, as the case may be, in making up the tax lists, single or consolidated tax and abstract shall provide a separate and distinct column or space to make notations therein concerning payments of special assessments and taxes on both real and personal property at any time in installments of two dollars and fifty cents or more; to require that county treasurers shall accept and receive, when tendered, said partial payments for all special assessments, real estate and personal property taxes levied from and after the effective date of this Act; to require the county treasurer to keep a daily cash sheet in conjunction with his daily cash book; to provide that the county treasurer shall furnish all taxpayers, upon request, partial payment tax cards; to prescribe substantially the form of said daily cash sheets and partial payment tax cards; to establish the Partial Payment Tax and Special Assessment account; to provide for the allocation, credit and payment to the several governmental subdivisions of their proportionate share of said account on January first and July first of each year; to repeal said original sections; to repeal Section 79-1903, Compiled Statutes of Nebraska, 1929, as amended by Section 34, Chapter 15, Laws of Nebraska, 1935, Special; to repeal Section 77-1908, Compiled Statutes of Nebraska, 1929, as amended by Section 36, Chapter 15, Laws of Nebraska, 1935, Special; and to declare an emergency.

LEGISLATIVE BILL NO. 89. By Carlson.

A Bill for an Act to amend Section 46-608, Compiled Statutes of Nebraska, 1929, relating to irrigation; to establish the right to conduct and withdraw water of natural streams and channels in the order of priority of appropriation; to repeal said original section; to provide penalties for the violation thereof; and to declare an emergency.

LEGISLATIVE BILL NO. 90. By Worthing, Dunn, Haycock, John Adams, Jr., McMahon.

A Bill for an Act to amend subsections (b) and (c), Section 48-152, Compiled Statutes of Nebraska, 1929, as amended by Section 42, Chapter 57, Laws of Nebraska, 1935, relating to labor; to provide for the payment of compensation under the Workmen's Compensation Law in the case of occupational diseases in certain industries; and to repeal said original subsections.

LEGISLATIVE BILL NO. 91. By Armstrong, Gantz, Miller.

A Bill for an Act to amend Sections 29-1407, and 29-1604, Compiled Statutes of Nebraska, 1929 and Section 29-1607 as amended by Section 27, Chapter 66, Laws of Nebraska, 1935 (Section 29-1607 Compiled Statutes, Nebraska, Supplement, 1935) and to repeal said original sections; to repeal Section 29-1402, Compiled Statutes of Nebraska, 1929; to provide that inquiry of, failure to inquire of, the presentment or refusal or failure to present any offense by a grand jury shall not affect prosecution by complaint or information; to provide for prosecution by information in the same cause in which an indictment, or the proceedings by which such indictment was returned, is adjudged or deemed defective; to provide when an action prosecuted by an information so filed in lieu of an indictment shall be deemed commenced and to provide what actions may not be prosecuted upon an information without a prior preliminary examination.

LEGISLATIVE BILL NO. 92. By Dunn (By request)

A Bill for an Act to appropriate the sum of two thousand five hundred dollars for the benefit of Mary A. Cokeley; and to declare an emergency.

LEGISLATIVE BILL NO. 93. By Worthing, Walter R. Johnson, Regan, John B. Peterson, Ernest A. Adams, Diers.

A Bill for an Act relating to firearms, to weapons, and to crime; to provide a method of issuing permits to own, possess and carry firearms; to provide rules and regulations to determine the qualifications of applicants for permits; to provide for a method of licensing dealers to purchase, sell, loan, lease, barter, give or otherwise transfer ownership or possession of firearms; to prohibit the ownership or possession of machine guns or sub-machine guns; to prohibit the carrying of certain weapons; to amend Section 28-1001, Compiled Statutes, Nebraska, 1929, to repeal said original section; to prescribe penalties for violations of this Act; and to declare an emergency.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 58. By Wells, Carpenter, Neubauer.

Referred to Committee on Insurance.

LEGISLATIVE BILL NO. 59. By Regan.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 60. By Norton.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 61. By Norton.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 62. By Slepicka.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 63. By Miller.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 64. By Miller.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 65. By Howard.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 66. By Worthing, Regan.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 67. By Dunn.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 68. By Brandt.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 69. By Von Seggern, Regan.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 70. By Regan, Von Seggern.

Referred to Committee on Appropriations.

Mr. Wells was excused for Wednesday and Thursday.

Former Representative Charles Vogt, Jr., addressed the Legislature briefly.

MOTION—To Adjourn

At 11:10 A. M. on motion of Ernest A. Adams the Legislature adjourned until 10:00 A. M. Wednesday.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTEENTH DAY

Legislative Chamber,

Lincoln, Nebraska, January 27, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Wells, who was excused.

The Journal for the sixteenth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Von Seggern, opposing the appointment of precinct assessors; Mr. Howard, supporting the regulation of live stock sales rings; John Adams, Jr., supporting the Child Labor Amendment and supporting the consolidation of Omaha and Douglas County health facilities; Mr. Tvrdik, supporting the Child Labor Amendment.

COMMUNICATIONS

Letters were read from Speaker W. B. Bankhead, Senator Edward R. Burke, Congressman Charles F. McLaughlin, and Lucy Williams Brown, Assistant in WPA.

APPROVED BY GOVERNOR

January 22, 1937.

To the Honorable C. J. Warner,
President Pro Tem of the Legislature:

I am directed by His Excellency, Walter H. Jurgensen, the Acting Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bills Numbers 26, 10 and 12.

Respectfully,

THEO. M. OSTERMAN,
Secretary to the Governor.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. No. 64, Tuesday, February 2, 1937, 2:00 P. M.

Agriculture

L. B. No. 54, Tuesday, February 2, 1937, 2:00 P. M.
L. B. No. 55, Tuesday, February 2, 1937, 2:00 P. M.

Public Health and Miscellaneous Subjects

L. B. No. 5, Thursday, January 28, 1937, 2:00 P. M.
L. B. No. 17, Tuesday, February 2, 1937, 2:30 P. M.
L. B. No. 14, Thursday, February 4, 1937, 2:00 P. M.

MOTION—To Suspend Rules

Mr. President: I move to suspend Section 4 of Rule VII so as not to require 5 days notice on L. B. No. 5 and that final hearing thereon be held Thursday, January 28, 1937, at 2:00 P. M., Room 358,

(Signed) W. E. WORTHING, Chairman.

The motion prevailed with 38 ayes, no nays, 5 not voting.

REPORT OF STANDING COMMITTEES

Judiciary

Commerce and Communications

Mr. President: Your Committees on Judiciary and Commerce and Communications would respectfully request permission to employ Miss Jo Lacy as clerk of said committees.

(Signed) CHARLES A. DAFOE, Chairman

(Signed) WALTER R. JOHNSON, Chairman.

The motion prevailed.

Public Health and Miscellaneous Subjects

Mr. President: Your Committee on Public Health and Miscellaneous Subjects begs leave to report that Senator A. L. Miller has been elected vice-chairman and secretary of the committee.

(Signed) W. E. WORTHING, Chairman.

Government

LEGISLATIVE BILL NO. 7. Placed on General File.

LEGISLATIVE BILL NO. 15. Placed on General File with amendments.

Sec. 3: Whereas, an emergency exists, this act shall be in full force and effect from and after its passage and approval, according to law.

Title: Add emergency clause.

(Signed) P. L. CADY, Chairman.

Enrollment and Review

LEGIGSLATIVE BILL NO. 2. Placed on Select File with amendments.

Section 1, Line 2, substitute the word, "statutes" for the word, "statute".

Section 1, Line 3, insert a comma after the word, "person".

Section 1, Line 4, strike out the words, "responsible for, or", and substitute therefor the word, "who".

Section 1, Line 4, strike out the words, "encouraging, causing or contributing", and substitute the words, "encourages, causes or contributes".

Section 1, Line 8, insert the word, "of", after the word, "period".
Section 1, Line 10, insert a comma after the word, "court".
Section 3, Line 1, capitalize the word, "act".

(Signed) ROBT. M. ARMSTRONG, Chairman.

RESOLUTIONS

RESOLUTION—Respecting the Memory of Thomas H. Wells.

Offered by R. C. Regan, Dafoe, E. A. Adams, Gantz, Diers, Carsten.

WHEREAS, Thomas H. Wells, of Endicott, Nebraska, brother of Senator Frank S. Wells of this body, has recently departed this life, and,

WHEREAS, the members of this body are desirous of expressing their profound respect and friendship for the deceased and for his said honorable brother, their colleague in this Legislature, and their sincere sorrow and sympathy for the family and relatives of said deceased, who have been thus bereft,

NOW THEREFORE, BE IT RESOLVED by the Legislature of the State of Nebraska in Fifty-second Regular Session assembled:

That the members of this Legislature, by this resolution, do extend to their venerable and honored colleague, Senator Frank S. Wells, and to the members of the family and other relatives of the deceased, their sincere sympathy and sorrow for the loss occasioned to them through the unfortunate death of the said Thomas H. Wells, and do assure them of their readiness to assist in any possible way to lighten the burden of such loss.

By unanimous consent the rules were suspended and the resolution adopted.

LEGISLATIVE RESOLUTION NO. 2

Requesting the Honorable Richard C. Hunter, Attorney General, to Commence a Proper Action as an Independent Suit or to Join with Others Similarly Situated in Testing the Constitutionality of Title III, Public Act No. 271, Seventy-Fourth Congress, Approved August 14, 1935, Concerning Grants to States for Unemployment Compensation Administration, and to Provide for the Payment of his Necessary Costs and Expenses therein.

Introduced by Brady, Regan.

PREAMBLE

WHEREAS, there has been confusion in the minds of members of the Fiftieth, Fifty-first and Fifty-second Legislatures of the state of Nebraska as to the proper provisions which should be included in the laws of the state of Nebraska to comply with the provisions of Title III, Public Act No. 271, Seventy-fourth Congress, concerning grants to states for unemployment compensation administration, and

WHEREAS, the legal profession throughout the state of Nebraska differs on the question of the validity of said Act, and

WHEREAS, the question of the meaning and the validity of said Act should be promptly determined so that this Legislature may legislate intelligently in so far as the state of Nebraska is concerned, and

WHEREAS, the Attorney General of this state is the proper state agency, when requested by the Legislature, to bring such action inasmuch as the matter of unemployment compensation administration is a matter of general state concern,

NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That this Legislature respectfully requests the Honorable Richard C. Hunter, Attorney General, forthwith to commence a proper action as an independent suit or to join with others similarly situated in testing the constitutionality of Title III, Public Act No. 271, Seventy-Fourth Congress, approved August 14, 1935, concerning grants to states for unemployment compensation administration.

2. That all the necessary costs and expenses of the said Richard C. Hunter, Attorney General, in complying with this request, be directed paid out of the funds of this Legislature for incidental expenses as provided in Section 1, Legislative Bill No. 10, as it now exists, or as hereafter amended.

By unanimous consent the rules were suspended, the resolution was read the second time and referred to the Committee on Judiciary.

RESOLUTION

To Extend Federal Moratorium

Introduced by John D. Reynolds.

RESOLVED, That in view of the fact that much of the land in the State of Nebraska, on which the Federal Land Bank of Omaha has loaned money is being foreclosed for the reason that the income of these lands in the last few years has not been sufficient to pay the taxes, interest and principal payments as the same came due, and

WHEREAS, an increase in the interest rates and the annulment of the moratorium of the principal payments would very much augment the inability of the owners to meet the said payments and thereby greatly increase the number of farms in the hands of the Federal Land Bank of Omaha, THEREFORE, we respectfully request that our Honored President recommend and that Congress enact the necessary legislation so that the 3½% become permanent and that the Moratorium of Principal payments be extended until such time as the farmers of the state mentioned are again financially able to assume such principal payments, and that copies of this resolution be presented to the President and to each of the Senators and Congressmen from the State of Nebraska.

MOTION—To Suspend Rules and Read Second Time

Mr. President: I move that the rules be suspended and the resolution be read the second time.

(Signed) REYNOLDS.

The motion was lost by 27 ayes, 4 nays, 12 not voting.

Under the rules the resolution was laid over one day.

RESOLUTION—Opposing Modification of Federal Law

Mr. Howard called up his Resolution "Opposing Modification of Federal Law" on importation of meats, introduced on the fourteenth day, January 22, 1937, and moved that it be referred to the Committee on Agriculture.

The motion prevailed.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 94. By McMahon.

A Bill for an Act to amend Section 48-205, C. S. Supp., 1935, relating to labor; to regulate the hours of labor of females in certain industries; and to repeal said original section.

LEGISLATIVE BILL NO. 95. By Von Seggern, Armstrong, Cady, Dafoe, Carsten, Worthing, John Adams, Jr., Ernest Adams, Thomas.

A Bill for an Act to authorize and empower the governing body of incorporated cities and villages to create boards of public docks; providing for and defining the duties and powers of such boards; to provide for the organization, operation and management thereof; to provide for the acquiring, construction, and improvement of harbors, water fronts, wharves, docks and terminal facilities and acquiring property therefor; to provide for the financing, operating and management thereof; and to repeal any and all acts, parts of acts in conflict herewith.

LEGISLATIVE BILL NO. 96. By Armstrong, Cady, Carsten, Dafoe.

A Bill for an Act relating to agriculture; to provide for the grading and inspection of apples; to empower the Director of the Department of Agriculture and Inspection to enforce the provisions of this Act; to enact rules for his guidance in performing said duties; to grant to said Director, his agents or servants, the right to enter places of business to make inspection; to provide for the licensing of packers and shippers; to prescribe that the moneys arising out of said fees shall be deemed occupation tax, and not license money, and, when appropriated by the Legislature, shall be available for the administration of this Act; to prohibit shipping of bulk apples into this state except under certain conditions; to regulate the sale of apples without license; to require notices of the time of shipment to be given the Department of Agriculture and Inspection; to provide for sales certificates and shipping reports; to declare deceptive pack and re-use of containers unlawful except under certain conditions; to provide procedure for appeal to the Director of the Department of Agriculture and Inspection from orders concerning inspection; to provide penalties for the violation of this Act; and to declare an emergency.

LEGISLATIVE BILL NO. 97. By Dafoe, Regan, Armstrong, Thomas.

A Bill for an Act to regulate and control, for the protection and safety of the public and for the purpose of aiding in the administration and enforcement of the motor vehicle fuel laws of this State, the transportation by motor vehicle upon the public highways of this State of motor vehicle fuels as defined by the laws of this State; to provide for applications to the Department of Agriculture & Inspection, the collection of application fees, and the issuance of permits to transport such motor vehicle fuel over the public highways; to provide for the liability on the part of those engaging in such transportation on account of injury to or death of persons, or damage to or destruction of property, growing out of the presence of or the transportation of such motor vehicle fuels so being transported upon the public highways; to require bonds from those so engaging in such transportation, guaranteeing the payment of such liabilities; to provide for the appointment of the Department of Agriculture & Inspection as the agent of those transporting such motor vehicle fuels, and as the agent of the sureties on their bonds for the purpose of service of process, and providing for the service of process on such agent in suits to enforce the liabilities imposed by this Act, and to authorize the joinder in such suits of the sureties on said bonds in actions to enforce the liabilities imposed by this Act; to provide for the expense of administering said Act out of fees arising therefrom, and to provide penalties for the violation thereof; to provide for the designation of highways over which such motor vehicle fuels may enter this State; and to amend Sections 66-801, 66-802, 66-803, 66-806 and 66-809 of the Compiled Statutes of Nebraska, 1935 Supplement, and to repeal said original sections.

LEGISLATIVE BILL NO. 98. By Murphy.

A Bill for an Act to amend Section 66-411, C. S. Supp., 1935, relating to tax upon sales of motor vehicle fuel; to provide for the allocation, distribution and use of the Gasoline Highway Fund; to provide that thirty-five per cent of the money transferred from the Gasoline Highway Fund by the State Treasurer to the several county treasurers may, upon resolution of the county board, be employed for the uses and purposes of the county emergency bridge fund; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 99. By Murphy.

A Bill for an Act to amend Section 12-129, C. S. Supp., 1935, relating to official bonds; to provide that county boards shall pay the premiums on surety bonds of county officers and their deputies out of the general fund of the county; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 100. By Murphy.

A Bill for an Act relating to counties and county government; and authorizing the destruction of useless files, records and miscellaneous papers in county offices on showing an order of court.

LEGISLATIVE BILL NO. 101. By Dafoe, Dunn.

A Bill for an Act to amend Section 27-209, Compiled Statutes of Nebraska, 1929, relating to supreme court reports; to provide that the librarian of the state library shall supply printed copies thereof to each judge of the Nebraska workmen's compensation court; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 102. By Gantz.

A Bill for an Act to amend Section 16-232, Compiled Statutes of Nebraska, 1929, relating to municipal corporations; to empower city councils or city commissions in cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, by ordinance, to provide for the removal by condemnation or otherwise at the expense of the owner or occupant of the premises of all outdoor toilets or privies not connected with main or lateral sewers in sewer districts where sewers have been constructed and where both sewer mains and water mains are located in said streets or alleys abutting said premises; and to repeal said original section.

LEGISLATIVE BILL NO. 103. By Gantz.

A Bill for an Act to amend Section 16-403, Compiled Statutes of Nebraska, 1929, relating to government and acts of municipal corporations; to provide the requisites for enactment of ordinances of a general or permanent nature in cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, when the rules shall have been suspended; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 104. By Reynolds.

A Bill for an Act for a resolution, to amend Sections 1, 2, and 3, Article IV, of the Constitution of the State of Nebraska, 1875, and the several amendments thereto, including the amendments proposed by the Constitutional Convention, 1919-1920, and adopted at the special election held on the 21st day of September, 1920, and the amendment to Section 1, Article IV, adopted at the general election in November, 1936, relating to the election, appointment, terms, and eligibility of State officers.

LEGISLATIVE BILL NO. 105. By Neubauer, Miller.

A Bill for an Act to amend Section 81-5502, Compiled Statutes of Nebraska, 1929, relating to fire prevention; to provide hereafter that the State Fire Marshall shall approve in writing the plans and specifications for the construction and repair of buildings hereafter to be used for hospital purposes with respect to the use of noncombustible materials therein before said buildings shall be constructed or repaired; to provide penalties for the violation thereof; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 106. By Gantz.

A Bill for an Act to amend Sections 16-239, 16-310, 17-114, 17-123, 17-208 and 71-2302, Compiled Statutes of Nebraska, 1929, relating to health; to provide that rules and regulations of boards of health in cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, in cities of the second class having a population of more than one thousand and less than five thousand inhabitants and in villages shall not have the force and effect of law until the same shall have been passed, approved and enacted as ordinances of said cities or villages; to limit the jurisdiction of local boards of health in said cities and villages to territory coextensive with their corporate limits only; to provide that rules and regulations of the Department of Health, state of Nebraska, may be incorporated by reference by ordinance of said cities and villages or by resolution of county boards; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 107. By Armstrong.

A Bill for an Act to amend Section 18-105, Compiled Statutes of Nebraska, 1929, relating to municipal corporations; to provide that all cities and villages maintaining a system of water works may appoint any competent person including resident freeholders to manage said water works system; **and to repeal said original** section.

LEGISLATIVE BILL NO. 108. By Armstrong.

A Bill for an Act to amend Section 17-441 (m), C. S. Supp., 1935, relating to cities of the second class and villages; to provide that any competent person as well as freeholders shall be eligible to the appointment to the office of water commissioner therein; to provide for the compensation of said water commissioner; and to repeal said original section.

LEGISLATIVE BILL NO. 109. By Diers.

A Bill for an Act to amend Section 17-526, Compiled Statutes of Nebraska, 1929, relating to municipal corporations; to provide that the mayor and council in cities of the second class, and the chairman and board of trustees of villages, may levy an annual tax of not more than two mills for park purposes; and to repeal said original section.

BILLS ON SECOND READING

The following bills were read the second time by title:
(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 71. By John B. Peterson, Miller.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 72. By John B. Peterson.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 73. By Knickrehm, Hall.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 74. By Armstrong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 75. By Armstrong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 76. By Knickrehm, Frost.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 77. By Hall.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 78. By Hall.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 79. By Hall.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 80. By Hall.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 81. By Frost.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 82. By R. W. Johnson, Reynolds, Hall.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 83. By Slepicka.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 84. By Wells, Carpenter, Reynolds.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 85. By Carlson.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 86. By Reynolds, Wells, Brodecky.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 87. By Carlson.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 88. By Carpenter, Neubauer, Hall, Wells, Reynolds.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 89. By Carlson.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 90. By Worthing, Dunn, Haycock, John Adams, Jr., McMahon.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 91. By Armstrong, Gantz, Miller.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 92. By Dunn (By request).

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 93. By Worthing, Walter R. Johnson, Regan, John B. Peterson, Ernest A. Adams, Diers.

Referred to Committee on Public Health and Miscellaneous Subjects.

COMMITTEE OF THE WHOLE

At 11:05 A. M., Mr. Cady moved that the Legislature resolve itself into a Committee of the Whole to consider Bills on General File.

The motion prevailed.

Mr. Von Seggern in the Chair.

After some time spent therein, the Committee arose, and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 7. Referred to Legislative File.

LEGISLATIVE BILL NO 15. Report Progress.

(Signed) E. M. Von Seggern, Chairman.

The report of the Committee of the Whole was accepted.

MOTION—To Suspend Rules

Mr. President: I move to suspend Section 4 of Rule XII and refer Legislative Bill No. 7 to the Committee on Enrollment and Review.

(Signed) C. F. TVRDIK.

The motion prevailed with 39 ayes, no nays, 4 not voting.

MOTION—To Re-refer to Standing Committee

Mr. President: I move that Legislative Bill No. 15 be re-referred to standing committee for further consideration.

(Signed) HUGH B. ASHMORE.

The motion prevailed.

PETITION—To Employ Doorkeeper

A petition addressed to the Committee on Employees, carrying the signature of twenty-two members and the Lieutenant Governor, was read requesting the employment of a doorkeeper.

MOTION—To Employ Doorkeeper

Mr. President: I move that the employment committee be instructed to hire L. L. Chambers as doorkeeper.

(Signed) DAFOE.

The motion prevailed with 20 ayes, 18 nays, 5 not voting.

Mr. Hall was excused for Thursday.

MOTION—To Adjourn

At 11:40 A. M. on motion of Mr. Norton the Legislature adjourned until 10:00 A. M. Thursday.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTEENTH DAY

Legislative Chamber,
Lincoln, Nebraska, January 28, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Wells and Hall who were excused.

The Journal for the seventeenth day was approved.

COMMUNICATIONS

Letter from the Governor

Executive Office, Lincoln
January 27th, 1937.

To the Members of the 52nd Legislative Session:

Gentlemen:

I would like to call your attention to my budget message delivered to you and some clarifications and corrections: first, under "Social Security" the amount was computed for one year and an error was made in not multiplying this by two in the preparation of the budget. The item should be "state fund six and one-half million dollars" and "federal fund six and one-half million dollars."

There is also an apparent inconsistency in the appropriation for the "Game, Forestation and Parks Commission." On the one hand we submitted a budget recommendation of $32,000 from the general fund for the maintenance of parks, as shown on page 13. I also referred to this in my budget message. Under "cash funds" page 36, the descriptive matters show that the estimate of funds necessary is to come from ninety per cent of the fish and game license money, whereas it would be one hundred per cent in the event the recommendations made on page 13 are carried out. In this connection, I wish to say that this error was due to the fact that the Game, Forestation and Parks Commission submitted their budget request in this same language and their error was not noted and hence not corrected.

Under "Department of Roads and Irrigation" on page 31 under the "Motor Vehicle Operators License Fund" the following provision should be inserted: "Provided, that notwithstanding requirements under Section 66-411 of 1933 cumulative Supplement, the State Treasurer shall deduct from any County's allotment of Gasoline Highway fund, and credit to the Department of Roads and Irrigation any sums of moneys advanced to any such County by the Department of Roads and Irrigation. Such deductions may be made in equal monthly installments and shall be made in accordance with agreements between the Department of Roads and Irrigation and any County, and balance."

On page 32 under "road construction from gas tax" beginning on the third line strike "in accordance with House Roll 242 Session Laws of 1929." On page 32 the entire item "under trust account" should be stricken from this page and the account carried as an item in the "revolving funds" on page 41 because these funds do not increase the expenses of the state.

"Totals Department of Roads and Irrigation" on page 32 will be reduced as follows: Requested—$17,417,500.00; recommended—$17,652,500.00.

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

MOTION—To Return Governor's Letter

Mr. President: I move that the Governor's letter be returned for correction.

(Signed) BRADY.

The motion prevailed.

John Adams, Jr., presented a letter from constituents favoring the Child Labor Amendment. Referred to Committee on Government.

President Jurgensen presented a letter from former Representative Henry Bock favoring extension of the moratorium. Referred to Committee on Revenue.

NOTICE OF COMMITTEE HEARINGS

Banking

L. B. No. 45, Wednesday, February 3, 1937, 2:00 P. M.
L. B. No. 35, Wednesday, February 3, 1937, 2:30 P. M.

Drainage, Irigation and Water Power

L. B. No. 85, Tuesday, February 5, 1937, 2:00 P. M.
L. B. No. 87, Tuesday, February 5, 1937, 2:00 P. M.
L. B. No. 89, Tuesday, February 5, 1937, 2:00 P. M.

Labor and Public Welfare

L. B. No. 90, Friday, February 5, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

Mr. President: Your Committee on Labor and Public Welfare begs leave to report that L. C. Nuernberger has been elected vice-chairman of said Committee.

(Signed) DUNN, Chairman.

Judiciary

LEGISLATIVE BILL NO. 4. Placed on General File with amendments.

Amend by striking out all of sections 1 to 6, inclusive, of the bill and inserting in lieu thereof the following:

It is hereby declared that the provisions of this Act are made necessary and such necessity is hereby found to exist by emergencies growing out of the present economic crisis, worldwide in its scope, and by the additional facts that the State of Nebraska in the year 1936 experienced an unprecedented drouth, and in certain parts of the state suffered from insect pests which resulted in practical total loss to the agricultural interests of the state of the 1936 crop, and thereby threatening a collapse in the value of all real estate in the State of Nebraska, such condition being dangerous to the general welfare and prosperity of the state and its people; and in order to relieve such condition, this Legislature hereby invokes the police power inherent in the State of Nebraska and any and all of its branches of government; and the regulations herein contained being designed to promote the public safety and the public welfare of the state and enabling its people to meet an emergency which it deems of immediate importance. Therefore:

Section 1. That Section 20-21,159 C. S. Supp., 1933, as amended by Chapter 41 of the Session Laws of Nebraska for the year 1935, be amended to read as follows:

20-21,159. In all actions now pending or hereafter commenced for the foreclosure of real estate mortgages, deeds of trust, land sale contracts or on notes or contracts secured thereby, and tax sale foreclosures in any court of record in the State of Nebraska, while this act is in effect, the court shall, upon application of the owner or owners of said real etsate or persons liable on said mortgages, deeds of trust, land contracts or notes secured thereby, made at any time after the decree of foreclosure or judgment is rendered and before confirmation of the sale of the premises on foreclosure proceedings or before execution is issued on the judgment, unless upon hearing on said application, good cause is shown to the contrary, order that all further proceedings in such action be stayed until the first day of March, 1938, and upon such stay of the order of sale or execution the court shall make an order or orders for possession of said real estate, determine fair rental terms to be paid by the party or parties to be in possession and the application and distribution of the rents, income and profits from said real estate, and make such provision for the preservation of said property as will be just and equitable during the continuance of said cause, which order or orders shall provide that such rents, income or profits shall be paid to and distributed by the Clerk of the District Court of the county in which said suit is pending, in accordance with the order of the court entered therein, without compensation to the clerk; and further provided, that, in such distribution, taxes, interest, insurance, cost of maintenance and upkeep of said real estate and interest shall be paid in the priority named and any balance distributed as the court may direct; and provided further, at the request of any party to the action, the court may appoint a conservator, with or without bond, but without compensation, whose duty shall be to collect all rents, income and profits and to sell all crop rents, and to pay all funds collected by him to the clerk of the court for distribution as hereinabove provided, and to authorize all necessary repairs, without an order of the court provided they do not exceed the total cost of fifty dollars; and provided further, that the court, upon violation of said order or orders, or for other good and sufficient cause, shall set aside said order for a stay and the property be sold, as by law now provided, the provisions of this Act to the contrary notwithstanding: Provided, that in all actions brought upon any contract for the payment of money from and after the date of the passage and approval of this Act, the petition shall state whether such contract is secured by a mortgage, deed of trust or land sale contract on real estate.

Section 2. Notwithstanding any more general or special law respecting actions at law on notes secured by real estate mortgages deeds of trust or land sale contracts, or on contracts secured by real estate mortgages, deeds of trust or land sale contracts, from and after the passage and approval of this Act, the court shall, upon application of the owner or owners of said real estate or person or persons liable on said notes or contracts, secured as aforesaid, made within twenty days after the rendition of judgment on said actions at law, enter an order staying all sales under execution against the property of the judgment debtor or judgment for a period of nine months from and after the rendition of such judgment, whenever the judgment debtor or judgment debtors, shall, within twenty days after the rendition of such judgment, file with the clerk of the court a written request for the same: Provided, if the judgment debtor or judgment debtors make no such request within twenty days, the sale under execution shall immediately be had after the expiration thereof. The court shall, at the expiration of said stay, unless upon hearing for good cause shown to the contrary, further order all further proceedings in said actions at law stayed until the first day of March, 1938, or so long as this Act is in effect under such conditions, provisions and terms as the court may deem just and equitable: Provided, the provisions of this Act shall not apply to any mortgage, deed of trust, land sale contract, or note secured thereby, executed subsequent to March 1, 1934, nor shall it apply to any mortgagor or mortgagors under any deed of trust who acquired the real estate subsequent to March 1, 1934. All applications for stays heretofore filed under the provisions of Sections 20-21,159 to 20-21,164, C. S. Supp., 1933, as amended by Chapter 41 of the Session Laws of Nebraska for the year 1935, shall be considered as filed under the provisions of this Act and it shall be unnecessary in such cases to file new applications therefor.

Sec. 3. That Section 20-21,161, C. S. Supp., 1933, as amended by Chapter 41 of the Session Laws of Nebraska for the year 1935, be amended to read as follows:

20-21,161. By its own specific limitations in this section contained, this Act shall expire and shall be of no force and effect from and after twelve o'clock midnight, March 1, 1938.

Sec. 4. That said original Sections 20-21,159 and 20-21,161, C. S. Supp., 1933, as amended by Chapter 41 of the Session Laws of Nebraska for the year 1935, are hereby repealed.

Sec. 5. If any section, clause or part of this Act shall be judged invalid such judgment shall not affect nor invalidate the remainder of this Act but shall be confined in its expression to the section, clause or part of a section dircetly involved in the controversy in which such judgment was rendered.

Sec. 6. Whereas, an emergency exists, this Act shall be in full force and take effect from and after its passage and approval, according to law.

Amend title by striking out lines 2 to 10 inclusive and inserting in lieu thereof the following:

FOR AN ACT to amend Sections 20-21,159 and 20-21,161, C. S. Supp., 1933, as amended by Chapter 41 of the Session Laws of Nebraska for the year 1935, relating to emergency relief for debtors on notes secured by real estate mortgages, deeds of trust or land sale contracts, for the relief for owners of real estate encumbered thereby; and for the relief of owners of real estate whose property is the subject of foreclosure for tax liens and tax sale certificates thereon; to grant and declare a moratorium in actions for the enforcement thereof; to repeal said original sections; and to declare an emergency.

(Signed) CHARLES A. DAFOE, Chairman.

Appropriations

LEGISLATIVE RESOLUTION NO. 1. Placed on General File with amendments.

Amend third paragraph, page 3, line 2, of the Preamble, by striking out the word, "Senate", and inserting in lieu thereof the word, "Legislature", that page 4, first paragraph, line 7, of the Preamble be amended by striking out the word, "Senate", and inserting in lieu thereof the word, "Legislature", that page 4, paragraph 1, line 1, be amended by striking out the word, "Senate,", and inserting in lieu thereof the word, "Legislature", that page 4, paragraph 1, line 6, be amended by striking out the word, "Senate", and inserting in lieu thereof the word, "Legislature".

LEGISLATIVE BILL NO. 40. Placed on General File with amendments.

Amend Section 1, line 3 by striking out the words, "seventy-five hundred", and inserting in lieu thereof the words, "seventy-nine hundred and seventy-five", and that Section 1, line 5 be amended by striking out the word, "bond", and inserting in lieu thereof the word, "bonds", and inserting after the word, "Treasurer", the words, "and deputy state Treasurer", that Section 1, line 7, be amended by striking out the word, "bond", and inserting in lieu thereof the word, "bonds", that line 2, of the Title be amended by striking out the words, "seventy-five hundred", and inserting in lieu thereof the words, "seventy-nine hundred and seventy-five", and that line 6 of the title be amended by striking out the word, "bond", and inserting in lieu thereof the word, "bonds", and inserting after the word, "Treasurer" the words, "and deputy state Treasurer".

(Signed) FRANK J. BRADY, Chairman.

Enrollment and Review

Mr. President: I move the report of Committee on Enrollment and Review for amendments and corrections to L. B. No. 2, as found in the seventeenth day be approved.

(Signed) ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 2 Referred to Committee on Enrollment and Review for engrossment.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 110. By Knickrehm.

A Bill for an Act to amend Section 80-308, C. S. Supp., 1935, relating to soldiers and sailors; to provide that it shall be lawful until July 1, 1939 for the Commandant of the Grand Island Soldiers and Sailors home to furnish provisions, fuels and medical assistance to soldiers and sailors whose applications shall have been approved for admission to said home and who are living within one-half mile of the administration building thereof; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 111. By John B. Peterson.

A Bill for an Act to amend Section 16-202, Compiled Statutes of Nebraska, 1929, as amended by Section 7, Chapter 10, Laws of Nebraska, 1935, Special, relating to municipal corporations; to provide that in cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants the city council may by a three-fourths vote sell and convey real estate owned by such city of the value of ten thousand dollars or less; to provide the procedure for such sale; and to repeal said original section, as amended.

LEGISLATIVE BILL NO. 112. By Brodecky, Miller.

A Bill for an Act to prohibit inquiry of applicants for teaching positions in public schools relating to their religious affiliations; and to provide penalties for violations of this Act.

LEGISLATIVE BILL NO. 113. By Carsten.

A Bill for an Act to repeal Section 66-701, C. S. Supp., 1935, relating to the delivery of motor vehicle fuels during the night season of the day; and to declare an emergency.

LEGISLATIVE BILL NO. 114. By Gantz.

A Bill for an Act to amend Section 79-222, Compiled Statutes of Nebraska, 1929, relating to schools; to provide that school districts containing less than six sections of land shall not be entitled to receive state aid; to provide for the support of weak districts formed after January 1, 1935, containing less than twenty square miles; and to repeal said original section.

LEGISLATIVE BILL NO. 115. By Gantz.

A Bill for an Act relating to conveyances of real estate; to validate certain defective conveyances; and to declare an emergency.

LEGISLATIVE BILL NO. 116. By Gantz.

A Bill for an Act relating to fish and game; to provide that a permit for the purchase of raw furs from trappers shall be available only to **bona fide** residents of some city, village or county of this state in which the premises covered by said permit are located; to provide for the issuance of permits to such fur dealers; to provide that said dealers shall be bonded and the terms of said bonds; to provide that trappers of fur-bearing animals within this state may sell only to such dealers holding said permits; and to repeal Section 37-211, Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 117. By Brandt.

A Bill for an Act to amend Section 79-2408, C. S. Supp., 1935, relating to schools; to provide for the transportation of pupils in consolidated school districts whose parents reside adjacent to a paved highway; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 118. By Miller, Worthing, E. A. Adams.

A Bill for an Act relating to health; to declare that the provisions of this Act regulating public health and remedial treatment and care of the indigent are matters of general state concern; to provide procedure, either upon special election or by petition, for the creation of health districts throughout the state of Nebraska; to prescribe duties for officers of governmental subdivisions hereunder; to prescribe the duties of the Director of Health for the Department of health with respect to the administration of this Act; to define and limit the powers of said health districts; to outline a method for their dissolution; to provide for the transfer of the title or the control and management of real estate or personal property in whole or in part from governmental subdivisions to health districts; to establish the consist of district health boards for health districts, when created, and for the appointment of original membership thereon by the Governor; to provide for appointment of successors to original members by the Governor; to enumerate the officers of district health boards and the powers and duties of board members and officers; to fix their compensation; to prescribe rules and regulations concerning annual estimates, annual budgets and annual tax levies for financing the activities of health districts; to provide the duties of governing bodies located in the several governmental subdivisions within health districts with respect to the levy, collection, allocation, segregation and paying out upon requisition of the tax money accruing to the health district fund; to provide that district health boards shall be successors to existing governing bodies or their agents in the governmental subdivisions within health districts in the administration of matters affecting public health and remedial care or treatment of the indigent; to provide for the organization of departments or divisions under district health boards to administer the provisions of this Act in the several health districts; to require annual reports from district health boards to the Governor; to provide penalties for the violation of the several sections thereof; to amend Section 14-101, Compiled Statutes of Nebraska, 1929, as amended by Section 2, Chapter 10, Laws of Nebraska, 1935, Special; to amend Sections 14-102 (III), 14-102 (XXVIII), 14-103, 14-126, 14-219 and 14-501, Compiled Statutes of Nebraska, 1929; to amend Section 15-201, Compiled Statutes of Nebraska, 1929, as amended by Section 5, Chapter 10, Laws of Nebraska, 1935, Special; to amend Sections 15-230, 15-233, 15-234 and 15-235, Compiled Statutes of Nebraska, 1929; to amend Section 16-201, Compiled Statutes of Nebraska, 1929, as amended by Section 6, Chapter 10, Laws of Nebraska, 1935, Special; to amend Sections

16-232, 16-239, 16-240, 16-304, 17-114, 17-123, 17-124, 17-207, 17-208, 19-301, 19-501 and 26-104, Compiled Statutes of Nebraska, 1929; to amend Section 26-105, C. S. Supp., 1935; to amend Section 68-104, Compiled Statutes of Nebraska, 1929; to amend Section 68-114, C. S. Supp., 1935; to amend Sections 71-2301, 71-2303, 79-503 and 83-719, Compiled Statutes of Nebraska, 1929; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 119. By Worthing, John Adams, Jr., Tvrdik, Ernest A. Adams.

A Bill for an Act to amend Section 14-708, Compiled Statutes of Nebraska, 1929, relating to metropolitan cities; to provide rules and regulations governing and controlling the compensation of officers and men of the fire departments thereof; to provide that the salaries of officers and men of said departments, as stipulated herein, shall be certified as a specific item in the annual levy by the city council to the county clerk for the year 1938 and subsequent years; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 120. By Worthing, John Adams, Jr., Tvrdik, Ernest A. Adams.

A Bill for an Act to amend Section 14-514, Compiled Statutes of Nebraska, 1929, relating to cities of the metropolitan class; to provide that the salaries of men and officers of the fire and police departments of said cities shall be certified by the city councils thereof to the county clerks of counties in which said cities are located, as a specific item in the annual levy; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 121. By Worthing, John Adams, Jr., Tvrdik, Ernest A. Adams.

A Bill for an Act to amend Section 14-608, Compiled Statutes of Nebraska, 1929; relating to metropolitan cities; to provide rules and regulations governing and controlling the compensation of officers and men of the police departments thereof; to provide the method of determining salaries to be paid when lost time on account of sickness occurs; to provide that the salaries of officers and men of said departments, as stipulated herein, shall be certified as a specific item in the annual levy by the city council to the county clerk for the year 1938 and subsequent years; to repeal said original section; and to declare an emergency.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 94. By McMahon.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 95. By Von Seggern, Armstrong, Cady, Dafoe, Carsten, Worthing, John Adams, Jr., Ernest Adams, Thomas.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 96. By Armstrong, Cady, Carsten, Dafoe.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 97. By Dafoe, Regan, Armstrong, Thomas.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 98. By Murphy.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 99. By Murphy.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 100. By Murphy.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 101. By Dafoe, Dunn.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 102. By Gantz.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 103. By Gantz.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 104. By Reynolds.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 105. By Neubauer, Miller.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 106. By Gantz.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 107. By Armstrong.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 108. By Armstrong.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 109. By Diers.

Referred to Committee on Government.

MOTION—On Citing 1935 Session Laws

Mr. President: I move that all bills amending or referring to any section or sections enacted in 1935 refer to the section or sections of the particular chapter or chapters of the Session Laws of Nebraska for the year 1935 and not to the Compiled Supplement of 1935 inasmuch as said 1935 Supplement is not an official document.

(Signed) CHARLES A. DAFOE.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 10:55 A. M. Mr. Dafoe moved that the Legislature resolve itself into a Committee of the Whole to consider Bills on General File.

The motion prevailed.

Mr. Haycock in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 4. Referred with amendments to Legislative File.

(See Standing Committee amendments as found in this days Legislative Journal which amendments were adopted in Committee of the Whole).

Committee of the Whole amendment to L. B. No. 4:

Amend by inserting in the introductory clause after the words "Introduced by" the words "The Judiciary Committee and".

(Signed) W. F. HAYCOCK, Chairman.

The report of the Committee of the Whole was accepted.

MOTION TO ADJOURN

At 12:50 P. M. on motion of Mr. Norton the Legislature adjourned until 10:00 A. M. Friday.

HUGO F. SRB,
Clerk of the Legislature.

NINETEENTH DAY

Legislative Chamber.

Lincoln, Nebraska, January 29, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Wells, who was excused.

The Journal for the eighteenth day was approved as corrected.

PETITIONS AND MEMORIALS

Mr. Knickrehm presented a petition from his constituents favoring an extension of the law in regard to furnishing provisions to soldiers and sailors living near the Soldiers and Sailors Home at Grand Island. Referred to Committee on Government.

COMMUNICATIONS

Letters were read from Congressman Harry B. Coffee, The International Association of Machinists supporting the Child Labor Amendment and from District One of the Nebraska Conference Social Work supporting the consolidation of city and county health facilities.

SUPPLEMENTARY BUDGET MESSAGE
of
R. L. COCHRAN, GOVERNOR

Delivered to the Fifty-second Session of the Legislature
of Nebraska, January 29th, 1937.

Lincoln
January 27th, 1937.

Supplementary Budget.

To the Members of the 52nd Legislative Session:

Gentlemen:

I would like to call your attention to my budget message delivered to you and some clarifications and corrections: first, under "Social Security" the amount was computed for one year and an error was made in not multiplying this by two in the preparation of the budget. The item should be "state fund six and one-half million dollars" and "federal fund six and one-half million dollars."

There is also an apparent inconsistency in the appropriation for the "Game, Forestation and Parks Commission." On the one hand we submitted a budget recommendation of $32,000 from the general fund for the maintenance of parks, as shown on page 13. I also referred to this in my budget message. Under "cash funds" page 36, the descriptive matters show that the estimate of funds necessary is to come from ninety per cent of the fish and game license money, whereas it would be one hundred per cent in the event the recommendations made on page 13 are carried out. In this connection, I wish to say that this error was due to the fact that the Game, Forestation and Parks Commission submitted their budget request in this same language and their error was not noted and hence not corrected.

Under "Department of Roads and Irrigation" on page 31 under the "Motor Vehicle Operators License Fund" the following provision should be inserted: "Provided, that notwithstanding requirements under Section 66-411 of 1933 Cumulative Supplement, the State Treasurer shall deduct from any County's allotment of Gasoline Highway fund, and credit to the Department of Roads and Irrigation any sums of moneys advanced to any such County by the Department of Roads and Irrigation. Such deductions may be made in equal monthly installments and shall be made in accordance with agreements between the Department of Roads and Irrigation and any County, and balance."

On page 32 under "road construction from gas tax" beginning on the third line strike "in accordance with House Roll 242 Session Laws of 1929." On page 32 the entire item "under trust account" should be stricken from this page and the account carried as an item in the "revolving funds" on page 41 because these funds do not increase the expenses of the state.

"Totals Department of Roads and Irrigation" on page 32 will be reduced as follows: Requested—$17,417,500.00; recommended—$17,652,500.00. Please consider this a supplementary budget.

Respectfully submitted,
(Signed) R. L. COCHRAN, Governor.

MESSAGE FROM THE GOVERNOR

Board of Control Appointment.

Maud E. Nuquist.

Lincoln
January 29th, 1937.

To the Members of the Legislature
of Nebraska.

Gentlemen:

I am pleased to submit for your confirmation the appointment of Mrs. Maud E. Nuquist as a member of the Board of Control for the term commencing July 1st, 1937.

Mrs. Nuquist's home is in Osceola. She has taken an active interest for a great many years in public affairs and for the past two years has been Director of the State Bureau of Child Welfare, in which position her services have been very satisfactory.

Respectfully submitted,
(Signed) R. L. COCHRAN, Governor.

On recommendation of Mr. Dafoe the confirmation was laid over for one day.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. No. 81, Thursday, February 4, 1937, 2:00 P. M.
L. B. No. 82, Thursday, February 4, 1937, 2:00 P. M.
L. B. No. 84, Thursday, February 4, 1937, 2:00 P. M.
L. B. No. 86, Thursday, February 4, 1937, 2:00 P. M.

RESOLUTION—Opposing Modification of Federal Law on Importation of Meats, Thursday, February 4, 1937, 3:00 P. M.

Public Health and Miscellaneous Subjects

L. B. No. 67, Tuesday, February 9, 1937, 2:00 P. M.
L. B. No. 93, Tuesday, February 9, 1937, 3:00 P. M.

Commerce and Communications

L. B. No. 50, Thursday, February 4, 1937, 2:00 P. M.
L. B. No. 51, Tuesday, February 9, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Legislative Administration

Mr. President: Your Committee on Legislative Administration reports that it has selected Carl H. Peterson as vice-chairman. It needs no clerk. It also reports that the 1935 Supplements to the Compiled Statutes have been purchased for $5.75 per volume, the same being 25c under the allowance and $1.75 per volume less than the price charged to the legal profession and libraries.

(Signed) FRED L. CARSTEN, Chairman.

Commerce and Communications

LEGISLATIVE BILL NO. 32. Placed on General File.

(Signed) WALTER R. JOHNSON, Chairman.

RESOLUTION—To Extend Federal Moratorium

Mr. Reynolds called up his Resolution to extend Federal Moratorium and the same was adopted unanimously.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 122. By Dafoe, Dunn.

A Bill for an Act to amend Section 44-207, C. S. Supp., 1935, relating to insurance; to provide that process fees shall not be advanced to the Director of Insurance for the Department of Insurance as attorney for service in cases brought before the Nebraska Workmen's Compensation Court; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 123. By Neubauer.

A Bill for an Act to amend Section 16-204, Compiled Statutes of Nebraska, 1929, relating to cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants; to provide that the annual levy for general revenue purposes therein shall not exceed five mills on the dollar of actual valuation of all the taxable property therein subject to taxation; to provide that said annual levy shall not be construed to increase the maximum levy in any one year for all municipal purposes therein as fixed by law; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 124. By Brady.

A Bill for an Act relating to state officers; to provide that the Auditor of Public Accounts shall open a "Suspension Fee Ledger"; and to provide for transfers to said ledger in the year 1938 and every five years thereafter, of all fees delinquent and unpaid for a period of ten or more years.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 110. By Knickrehm.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 111. By John B. Peterson.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 112. By Brodecky, Miller.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 113. By Carsten.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 114. By Gantz.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 115. By Gantz.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 116. By Gantz.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 117. By Brandt.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 118. By Miller, Worthing, E. A. Adams.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 119. By Worthing, John Adams, Jr., Tvrdik, Ernest A. Adams.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 120. By Worthing, John Adams, Jr., Tvrdik, Ernest A. Adams.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 121. By Worthing, John Adams, Jr., Tvrdik, Ernest A. Adams.

Referred to Committee on Revenue.

MOTION—Te Re-refer

Mr. President: I move that L. B. No. 76 be re-referred to the Committee on Agriculture.

(Signed) WM. WORTHING.

The motion prevailed unanimously.

COMMITTEE OF THE WHOLE

At 10:40 A. M. Mr. Schultz moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Walter R. Johnson in the Chair.

After some time spent therein, the Committee arose, and by its Chairman submitted the following report:

LEGISLATIVE RESOLUTION NO. 1. Referred to Legislative File with amendments:

Amend third paragraph, page 3, line 2, of the Preamble, by striking out the word, "Senate", and inserting in lieu thereof the word, "Legislature", that page 4, first paragraph, line 7, of the Preamble be amended by striking out the word, "Senate", and inserting in lieu thereof the word, "Legislature", that page 4, paragraph 1, line 1, be amended by striking out the word, "Senate", and inserting in lieu thereof the word, "Legislature", that page 4, paragraph 1, line 6, be amended by striking out the word, "Senate", and inserting in lieu thereof the word, "Legislature".

LEGISLATIVE BILL NO. 40. **Referred to Legislative File with** amendments:

Amend Section 1, line 3 by striking out the words, "seventy-five hundred", and inserting in lieu thereof the words, "seventy-nine hundred and seventy-five", and that Section 1, line 5 be amended by striking out the word, "bond", and inserting in lieu thereof the word, "bonds", and inserting after the word, "Treasurer", the words, "and deputy state Treasurer", that Section 1, line 7, be amended by striking out the word, "bond", and inserting in lieu thereof the word, "bonds", that line 2, of the Title be amended by striking out the words, "seventy-five hundred", and inserting in lieu thereof the words, "seventy-nine hundred and seventy-five", and that line 6 of the title be amended by striking out the word, "bond", and inserting in lieu thereof the word, "bonds", and inserting after the word, "Treasurer" the words, "and deputy state Treasurer".

LEGISLATIVE BILL NO. 32. Referred to Legislative File with amendment:

That the name of Henry Brandt be added as introducer.

(Signed) WALTER R. JOHNSON, Chairman.

The report of the Committee of the Whole was accepted.

MOTION—To Suspend Rules

Mr. President: I move to suspend Section 4 of Rule XII as related to Legislative Resolution No. 1 and Legislative Bill No. 40 and that said Resolution and Bill be referred to the Committee on Enrollment and Review for review.

(Signed) BRADY.

The motion prevailed unanimously.

MOTION—To Adjourn

At 11:35 A. M. on motion of Mr. Worthing the Legislature adjourned until Monday at 10:00 A. M.

HUGO F. SRB,
Clerk of the Legislature.

TWENTIETH DAY

Legislative Chamber,

Lincoln, Nebraska, February 1, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Dafoe who was excused.

The Journal for the nineteenth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents.

Mr. Regan. and Mr. Worthing, opposing Barber Act; referred to Committee on Public Health and Miscellaneous Subjects. Mr. Norton and Mr. Frost, favoring moratorium until March 1, 1939; referred to Committee on Judiciary. Mr. Carlson, opposing appointment of precinct officers; referred to Committee on Government. Mr. Jurgensen, favoring two year moratorium; referred to Committee on Judiciary.

COMMUNICATIONS

The following letters were read:

A letter from M. H. McIntyre, Assistant Secretary to the President and one from Congressman Karl Stefan, acknowledging receipt of Resolution on Sheppard-Hill bill; letters from Senator Edward R. Burke, Congressmen Charles G. Binderup, Harry B. Coffee, Charles F. McLaughlin and Karl Stefan, acknowledging receipt of Resolution concerning star route carriers and contracts. A telegram from Fred A. Mueller explaining his absence on account of illness.

CONFIRMATION OF APPOINTMENT

MOTION—To Confirm the Appointment of Maud E. Nuquist

Mr. President: I move that the Governor's appointment of Mrs. Maud E. Nuquist as a member of the State Board of Control be confirmed by this Legislature.

(Signed) J. N. NORTON.

The roll was called on said confirmation.

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Von Seggern
Carlson
Carpenter
Carsten
Comstock
Diers
Dunn
Gantz
Haycock
Warner
Howard
Johnson, R. W.
Johnson, W. R.
Murphy
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Wells
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Worthing

Voting in the negative, 1:

Miller

Not voting, 6:

Dafoe
McMahon
Frost
Neubauer
Hall
Knickrehm

A constitutional majority having voted in the affirmative, the motion prevailed and the President declared the appointment of Maud E. Nuquist confirmed.

EXPLANATION OF VOTE

Mr. President: Feeling that Western Nebraska was entitled to a member on the Board of Control, I vote "No".

A. L. MILLER.

MOTION—To Strike Resolution

Mr. President: I move that any reference that might appear in the record, relative to Legislative Resolution regarding a proposal to submit an amendment to Section 20 of Article IV, Constitution of Nebraska, abolishing the State Railway Commission and creating a Nebraska Public Utilities Commission, be stricken from the records and that my withdrawal of said resolution be granted by the Legislature.

(Signed) JOHN D. REYNOLDS.

The motion prevailed unanimously.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. No. 63, Monday, February 8, 1937, 2:00 P. M.
L. B. No. 66, Monday, February 8, 1937, 2:00 P. M.
L. B. No. 74, Monday, February 8, 1937, 2:00 P. M.
L. B. No. 75, Monday, Febraury 8, 1937, 2:00 P. M.
L. B. No. 91, Wednesday, February 10, 1937, 2:00 P. M.
L. B. No. 101, Wednesday, February 10, 1937, 2:00 P. M.
L. B. No. 115, Wednesday, February 10, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL NO. 22. Placed on General File.
LEGISLATIVE BILL NO. 6. Placed on General File with amendments:

1. Amend the printed bill, page 1, title, by striking all of said title and by inserting in lieu thereof the following:

"A BILL

FOR AN ACT to repeal Section 83-732, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 181, Session Laws of Nebraska, 1935, relating to the cost of caring for patients committed to hospitals for the insane; and to declare an emergency."

2. Amend the printed bill, page 1, by striking all of the body thereof after the enacting clause and by inserting in lieu thereof the following:

"Section 1. That Section 83-732, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 181, Session Laws of Nebraska, 1935, relating to the cost of caring for patients committed to hospitals for the insane, is hereby repealed.

Sec. 2. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

MOTION—To Re-refer L. B. No. 73

Mr. President: Your Committee on Judiciary would respectfully recommend that you request unanimous consent of the Legislature to re-refer Legislative Bill No. 73 to the Committee on Banking and Insurance.

(Signed) AMOS THOMAS, Vice-Chairman.

The motion prevailed unanimously.

ENROLLMENT AND REVIEW

LEGISLATIVE BILL NO. 2. Correctly engrossed.
LEGISLATIVE BILL NO. 7. Placed on Select File with amendments:

Sec. 1. Line 11, change the word "is" to "was".

Sec. 3. Line, 1, capitalize the word "Act".
Title—Line 1, substitute case letter "c" for capital "C", in word "City".
Line 2, capitalize word "Act".

LEGISLATIVE BILL NO. 40. Placed on Select File with amendments:

Sec. 1. Line 4, insert ($7975.00) after the word "dollars". Substitute word "warrants" for "warrant" and the word "premiums" for the word "premium" wherever the same occur in said bill.
Capitalize the words "State Treasurer" in lines 5, 11 and 12.

Title. Line 2, insert ($7975.00) after the word "dollars". Capitalize the words "general funds" wherever same appear.
Add letter "s" to word premium in line 5.

LEGISLATIVE RESOLUTION NO. 1. Placed on Select File with amendments:

Title line—Strike out the words "this senate" and insert the words "the legislature" (all capital letters).

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 125. By Thomas.

A Bill for an Act to provide for public notice before the entry of any order by the Nebraska State Railway Commission increasing the capital stock of public utility corporation or common carriers or permitting any public utility corporation or common carrier to consolidate its stock, property, franchise, or earnings, in whole or in part, with any other public utility corporation or common carrier owning a parallel or competing property.

LEGISLATIVE BILL NO. 126. By Thomas.

A Bill for an Act to amend Sections 29-2217 and 29-2218, Compiled Statutes, Nebraska, 1929, relating to habitual criminals and the mode and method of proving their guilt as such; to provide penalties and punishments for habitual criminals; and to repeal said original sections.

LEGISLATIVE BILL NO. 127. By Regan, Knickrehm.

A Bill for an Act relating to the business or occupation of painting and decorating; to create a State Board of Examiners for the licensing of persons to carry on such business or occupation; for the prevention of fraud upon the public in the pursuit thereof; and to provide penalties for violations thereof.

LEGISLATIVE BILL NO. 128. By John B. Peterson.

A Bill for an Act to amend Section 17-203, Compiled Statutes of Nebraska, 1929, relating to villages; to prescribe the qualifications of village trustees; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 129. By Murphy.

A Bill for an Act to amend Section 46-101, Compiled Statutes of Nebraska, 1929, relating to irrigation; to define the term "elector" as it is used in connection with the organization and operation of irrigation districts; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 130. By Gantz.

A Bill for an Act relating to revenue; to provide tax foreclosure procedure by counties; to provide for a lien for counties upon real estate for taxes due thereon to the state, county or any subdivision thereof; to provide for a method of collecting delinquent taxes by sale of lands upon which taxes or assessments are due and delinquent; to provide for right of redemption and notice to occupants of said lands; to provide method of sale, method of redemption, method of confirming sale; to provide for form of petition and form of action to confirm sale; to provide for jurisdiction of the district court, publication of notice of action to confirm sale, and rate of publication; to provide for use and disposal of real estate acquired by county by sale of land for taxes, methods of applying proceeds and income from said lands; to provide for exemption from taxation while owned by county and taxation of right of ownership of lessees; to provide that this Act shall be deemed to be cumulative and not exclusive; and to declare an emergency.

LEGISLATIVE BILL NO. 131. By Haycock, Diers, Murphy, Knickrehm, Von Seggern, Brandt, McMahon.

A Bill for an Act to protect trade-mark owners, producers, wholesalers, and the general public against injurious and uneconomic practices in the distribution of competitive commodities bearing a distinguishing trade-mark, brand or name through the use of voluntary contracts establishing minimum re-sale prices and providing for refusal to sell such commodities unless such minimum re-sale prices are observed, to amend Section 59-801, of the Compiled Statutes of Nebraska for 1929, and to repeal said original section.

LEGISLATIVE BILL NO. 132. By Ernest A. Adams, Hall, Schultz, Knickrehm, Carlson, Slepicka, Howard.

A Bill for an Act relating to crimes and punishment; to prohibit defamation of building and loan associations, cooperative credit associations or insurance companies; and to provide penalties for the violation thereof.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 122. By Dafoe, Dunn.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 123. By Neubauer.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 124. By Brady.

Referred to Committee on Judiciary.

SELECT FILE

LEGISLATIVE BILL NO. 7. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 40. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE RESOLUTION NO. 1. Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Adjourn

At 10:50 A. M. on motion of Mr. Strong the Legislature adjourned until Tuesday at 9:00 A. M.

HUGO F. SRB,
Clerk of the Legislature.

TWENTY-FIRST DAY

Legislative Chamber,

Lincoln, Nebraska, February 2, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the twentieth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Armstrong, Mr. Miller and Mr. Schultz, opposing the barber bill; referred to Committee on Public Health and Miscellaneous Subjects. Mr. Tvrdik, favoring the consolidation of Omaha and Douglas County health facilities; referred to Committee on Labor and Public Welfare; also a letter favoring a pension for Nebraska teachers. Mr. Jurgensen, from the American Works Progress Union concerning the right to work; referred to Committee on Labor. Mr. Brady, favoring extension of the moratorium.

COMMUNICATIONS

Invitation

At the request of the Omaha Chamber of Commerce, we are extending an invitation in its behalf to the members and officers of the Legislature, their wives, state officers, and representatives of the press to be the guests of Omaha on Saturday, February 13, 1937.

(Signed) WALTER R. JOHNSON
P. J. McMAHON
WM. E. WORTHING
JOHN ADAMS, JR.
ERNEST ADAMS
CHARLES TVRDIK
AMOS THOMAS

On motion of Mr. Dafoe, the invitation was accepted.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. No. 63, Monday, February 8, 1937, 2:00 P. M.

Banking and Insurance

L. B. No. 44, Wednesday, February 10, 1937, 2:00 P. M.
L. B. No. 52, Wednesday, February 10, 1937, 2:00 P. M.
L. B. No. 53, Wednesday, February 10, 1937, 2:00 P. M.
L. B. No. 58, Wednesday, February 10, 1937, 2:00 P. M.

Government

L. B. No. 28, Monday, February 8, 1937, 2:00 P. M.
L. B. No. 34, Monday, February 8, 1937, 2:00 P. M.
L. B. No. 43, Monday, February 8, 1937, 2:00 P. M.
L. B. No. 48, Monday, February 8, 1937, 2:30 P. M.
L. B. No. 59, Monday, February 8, 1937, 2:30 P. M.
L. B. No. 62, Monday, February 8, 1937, 3:00 P. M.
L. B. No. 68, Monday, February 8, 1937, 3:00 P. M.
L. B. No. 71, Monday, February 8, 1937, 3:00 P. M.
L. B. No. 60, Monday, February 15, 1937, 2:00 P. M.
L. B. No. 61, Monday, February 15, 1937, 2:00 P. M.
L. B. No. 65, Monday, February 15, 1937, 2:00 P. M.

Claims and Deficiencies

L. B. No. 20, Monday, February 8, 1937, 2:00 P. M.
L. B. No. 27, Monday, February 8, 1937, 2:00 P. M.
L. B. No. 92, Monday, February 8, 1937, 2:00 P. M.

Education

L. B. No. 72, Monday, February 8, 1937, 2:00 P. M.

Labor and Public Welfare

L. B. No. 94, Wednesday, February 10, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO 7. Correctly engrossed.
LEGISLATIVE BILL NO. 40. Correctly engrossed.
LEGISLATIVE RESOLUTION NO. 1. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Education

LEGISLATIVE BILL NO. 41. Indefinitely postponed.

LEGISLATIVE BILL NO. 23. Placed on General File with amendments:

To strike "State Superintendent of Public Instruction" wherever same appears and insert in lieu thereof "Registrar of the University of Nebraska".

And in line 18, following the word "the", all up to and including the word "transcript" and insert in lieu thereof, "University of Nebraska for the service rendered".

(Signedl SCHULTZ, Chairman.

Judiciary

LEGISLATIVE BILL NO. 47. Placed on General File.

LEGISLATIVE BILL NO. 46. Placed on General File with amendments:

Section 1, Line 22, insert after the word "sum" the words "to be fixed by the magistrate but".

Section 1, Line 24, insert a comma in place of the period after the word "out" and insert thereafter the words "said cash bond to be returned upon the fulfillment of the conditions of the bond."

(Signed) AMOS THOMAS, Vice-Chairman.

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 5. Placed on General File.

(Signed) W. E. WORTHING.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 133. By Cady.

A Bill for an Act to amend Sections 28-557, 28-558 and 28-559, Compiled Statutes of Nebraska, 1929, relating to crimes and punishment; to provide that it shall be unlawful to maliciously kill or destroy dogs; to provide penalties for the violation thereof; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 134. By Nuernberger.

A Bill for an Act relating to bridges; the acquisition, construction, operation and maintenance of bridges and property and rights-of-way therefor; to authorize counties and municipal corporations to purchase, acquire, construct, operate and maintain boundary lines and other bridges over navigable and non-navigable streams, and permits and franchises therefor, and to finance the same by issuance of revenue and/or general obligation bonds therefor; to provide for tolls on such bridges; to amend sections 1, 2, 7, and 9, Chapter 87, Laws of Nebraska, 1935, relating to bridges; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 135. By Comstock.

A Bill for an act relating to public health and welfare; to legalize under certain conditions the administration of euthanasia to persons desiring it and who are suffering from illness of a fatal and incurable character involving severe pain; to provide the procedure therefor; to provide for a referee of euthanasia; to define certain terms used in connection therewith; to provide that the execution of a decree of euthanasia shall not affect policies of insurance; to amend Sections 28-401, 28-402, 28-403 and 28-420, Compiled Statutes of Nebraska, 1929; and to repeal said original sections.

LEGISLATIVE BILL NO. 136. By John Adams, Jr.

A Bill for an Act for a resolution ratifying a proposed amendment to the Constitution of the United States of America.

LEGISLATIVE BILL NO. 137. By Diers, Knickrehm, McMahon, Haycock, Murphy.

A Bill for an Act relating to unfair competition and local discrimination; to make certain unfair and discriminatory practices unlawful; to define the duties of the Attorney General with respect thereto; to declare certain contracts illegal and forbid recovery thereon; to provide for actions to enjoin unfair competition and discrimination and to recover damages therefor; to provide penalties for the violation thereof; to repeal Sections 59-501, 59-502, 59-503, 59-504, 59-505, 59-506, 59-507 and 59-508, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 138. By Diers, Comstock, Schultz, Brodecky, Dunn, Knickrehm.

A Bill for an Act relating to schools; relating to teachers; relating to retirement of teachers; to provide for a retirement fund for teachers; to establish a Teachers Retirement System; to provide for a Teachers Retirement Board and for a Temporary Teachers Retirement Board to administer such system, for the employment of a secretary as executive officer of said board and other necessary legal, actuarial, medical, investment, technical and clerical services and to fix the compensation thereof; to determine membership and conditions of membership in said system; to provide for granting credit for prior service as teachers to members of said system; to provide for the retirement of aged and incapacitated teachers; to provide for the discontinuance of membership in said system; to provide for the management of the funds of said system; to provide a method of financing said system through required deposits by members of the system and through deposits by the state of Nebraska in the funds of said system; to provide for the merger of legally established teachers' retirement funds and system of any metropolitan city in Nebraska with said system; to provide for the inclusion of teachers employed by the Board of Regents of the University of Nebraska in the membership of the system; to provide for the making and promulgation of rules and regulations; to define certain terms as used in this Act; to provide for appeals from decisions of the retirement board to the district court; to provide saving clauses; to reserve the right to amend or repeal all or any part of this Act at any time; to define certain crimes and offences under this Act and to provide penalties therefor; to provide for the deduction of required deposits from the compensation of members of said system; to provide for the determination of the amount of deposits to be made by the state in the funds of said retirement system; to exempt from taxation and legal processes all funds, benefits and retirement allowances of said system; and to appropriate the sum of fifteen thousand dollars annually, or so much thereof as may be necessary, not otherwise appropriated, out of the general fund of the State of Nebraska, for the biennium commencing July 1, 1937 and ending June 30, 1939, to pay the expenses of administering the said system.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 125. By Thomas.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 126. By Thomas.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 127. By Regan, Knickrehm.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 128. By John B. Peterson.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 129. By Murphy.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 130. By Gantz.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 131. By Haycock, Diers, Murphy, Knickrehm, Von Seggern, Brandt, McMahon.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 132. By Ernest A. Adams, Hall, Schultz, Knickrehm, Carlson, Slepicka, Howard.

Referred to Committee on Judiciary.

The Chair declared the Legislature at ease for fifteen minutes.

MOTION—To Adopt Report

On motion by Mr. Norton, the report of the Committee of the Whole for the 18th day was adopted.

LEGISLATIVE FILE

LEGISLATIVE BILL NO. 4.

Mr. President: I move to strike "1938" where it appears throughout the bill and insert "1939" in lieu thereof.

(Signed) BRADY.
GANTZ.

The motion prevailed with 25 ayes, 18 nays.

Mr. President: I move to amend the mimeographed bill,

Section 1, Line 28, page 2, after the word "distribution" and before the word "taxes" by adding the words "expenses of the conservator to be approved by the court."

(Signed) GANTZ.

The motion prevailed with 25 ayes, 14 nays, 4 not voting.

Mr. President: I move to amend the mimeographed bill,

Page 3, Section 1, line 5, after the word "conservator" by inserting the words "who may be clerk of the court".

(Signed) GANTZ.

The motion prevailed.

MOTION—To Refer

Mr. President: I move to refer Legislative Bill No. 4 to the Committee on Enrollment and Review for review.

(Signed) J. N. NORTON.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 11:15 A. M. Mr. Dunn moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Nuernberger in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 22. Referred to Legislative File.

LEGISLATIVE BILL NO. 6. Laid over.

(Signed) L. C. NUERNBERGER, Chairman.

The report of the Committee of the Whole was accepted.

MOTION—Concerning Unsigned Publications

Mr. President: I move that no mimeographed matter be placed on the desks of the members of the Legislature, except such matter be signed by the party or persons publishing such matter.

(Signed) JOHN H. COMSTOCK.

The motion prevailed.

MOTION—To Supply Extra Binders

Mr. President: I move that the members be supplied with binders for final forms on third reading; that the left-over Senate File and House Roll binders of former sessions may be used for this purpose.

(Signed) E. M. VON SEGGERN.

The motion prevailed.

MOTION—To Adjourn

At 11:35 A. M. on motion of Mr. Norton the Legislature adjourned until 9:00 A. M. Wednesday.

HUGO F. SRB,
Clerk of the Legislature.

TWENTY-SECOND DAY

Legislative Chamber,

Lincoln, Nebraska, February 3, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

Reverend Ira Kingsley led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the twenty-first day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Tvrdik, favoring Child Labor Amendment; Mr. Jurgensen, opposing two year moratorium.

COMMUNICATIONS

Letters were read from Congressmen Charles F. McLaughlin and Karl Stefan and from the Vinton Commercial Club of Omaha and the First Lutheran Church, Papillion, Nebraska.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. No. 76, Tuesday, February 9, 1937, 2:00 P. M.
L. B. No. 96, Tuesday, February 9, 1937, 2:30 P. M.

Commerce and Communications

L. B. No. 97, Thursday, February 11, 1937, 2:00 P. M.
L. B. No. 113, Tuesday, February 16, 1937, 2:00 P. M.

Revenue

L. B. No. 119, Tuesday, February 9, 1937, 2:00 P. M.
L. B. No. 120, Tuesday, February 9, 1937, 2:00 P. M.
L. B. No. 121, Tuesday, February 9, 1937, 2:00 P. M.
L. B. No. 1, Thursday, February 11, 1937, 2:00 P. M.
L. B. No. 88, Tuesday, February 16, 1937, 2:00 P. M.
L. B. No. 123, Tuesday, February 16, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Government

LEGISLATIVE BILL NO. 8. Indefinitely postponed.
LEGISLATIVE BILL NO. 18. Placed on General File.

(Signed) P. L. CADY, **Chairman.**

Revenue

LEGISLATIVE BILL NO. 24. Placed on General File.
LEGISLATIVE BILL NO. 31. Indefinitely postponed.

(Signed) W. F. HAYCOCK, **Chairman.**

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 139. By Diers.

A Bill for an Act to amend Section 66-306, C. S. Supp., 1935, relating to Motor Vehicle Fuel and the specifications thereof; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 140. By Brodecky.

A Bill for an Act relating to cities of the second class; to boards of public works of such cities and the powers and duties thereof; relating to internal improvements and utilities systems in such cities; to provide for the investment of surplus funds arising out of the operation of such utilities systems; to amend Section 2, Chapter 33, Laws of Nebraska, 1935 (17-702 C. S. Supp., 1935) relating to the above subjects; and to repeal said original section.

LEGISLATIVE BILL NO. 141. By Diers.

A Bill for an Act to amend Sections 16-238, 17-136 and 17-207, Compiled Statutes of Nebraska, 1929, relating to municipal corporations; to provide that cities of the first class having a population of more than five thousand and less than twenty-five thousand, cities of the second class having a population of more than one thousand and less than five thousand inhabitants, and villages shall hereafter be empowered to enact ordinances declaring peddling or soliciting upon private residences or premises, without invitation, a nuisance; to prohibit the same; to provide that ordinances enacted hereunder may exempt from their provision individuals selling fruit, livestock, meat, poultry, butter, eggs, vegetables, hay or grain, raised or produced by said vendor; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 142. By Brandt.

A Bill for an Act to amend Section 70-704, C. S. Supp., 1933, relating to public power and irrigation districts; to provide for the qualification of and manner of election of directors thereof; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 143. By Brandt.

A Bill for an Act relating to revenue; to authorize county boards and the governing bodies of municipalities to levy during the years 1937 and 1938, a tax of not to exceed one-half mill upon the taxable property within their corporate limits for the relief of unemployed and indigent persons under certain conditions; to provide for the expenditure of moneys collected under the Emergency Act of 1935 and 1936; to repeal Chapter 153, Session Laws of Nebraska, 1935; and to declare an emergency.

LEGISLATIVE BILL NO. 144. By Brady, Dafoe.

A Bill for an Act to amend Section 32-1705 Compiled Statutes of Nebraska, 1929; providing for the filling of vacancies in the offices of Representatives and Senators of the United States and of members of the legislature (Senators) of Nebraska; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 145. By Dafoe, Brodecky, R. W. Johnson, Brady, Hall.

A Bill for an Act to create a State Planning Board; to provide for a study, plan, and report of a ten-year repair and building program for the institutions of the State of Nebraska; to provide for a study and report upon the resources of Nebraska; to provide for the appointment of certain members of said board by the Governor; to define the terms of such appointments; to provide for the filling of vacancies therein; to make the State Engineer and State Tax Commissioner ex officio members of said Board; to define the organization powers, duties, purposes, remuneration, place of office, business, rules, reports, expenditures and other activities of said Board; and to declare an emergency.

LEGISLATIVE BILL NO. 146. By Thomas.

A Bill for an Act to amend Section 75-505, Compiled Statutes of Nebraska, 1929, and to repeal said original section.

LEGISLATIVE BILL NO. 147. By Dunn, Miller, Dafoe, Armstrong, Comstock.

A Bill for an Act relating to motor vehicles; to provide for the regulation and control of the issuance, suspension, revocation and reinstatement of licenses to operate motor vehicles upon public highways by the Director of Motor Vehicles who is State Engineer for the Department of Roads and Irrigation; to prescribe duties and powers of said director, his assistants and subordinates; to provide for state-wide inspection of motor vehicles pursuant to rules promulgated by said director; to establish the division of highway safety and patrol in the office of the State Sheriff who is charged with the duty of efficiently operating and supervising said division; to require the division of highway safety and patrol properly to patrol the highways of the state of Nebraska; to provide legal assistance for said director and said division, its officers and employees; to lay the venue of all actions at law or in equity commenced against said officers and employees in the district court of Lancaster County, Nebraska; to prescribe the respective duties of the said director and said state sheriff with respect to enforcement of the law pertaining to motor vehicle operators' licenses; to protect the public from the operation of motor vehicles on highways by persons who do not possess minimal powers of eyesight or who have other physical defects so that they are unable to operate a motor vehicle on public highways with a reasonable degree of safety; to provide that from and after September 1, 1937 licenses to operate motor vehicles shall issue biennially on the certificate of the examining officer or examining officers, assigned to each county by the director, when presented to the county treasurer therein after the passage of a successful examination by the applicant; to fix the original and renewal biennial operator's license fees which are declared to be occupation taxes; to provide for the allocation of said fees; to prescribe procedure for the refusal to issue, for the suspension, revocation and reinstatement of said licenses and for appeals to the district court from the final orders of said director concerning the same; to provide penalties for the violation thereof; to prescribe when this Act shall be in full force and take effect; to amend Sections 84-107, 84-108, 60-401, 60-402, 60-403, and 60-404, Compiled Statutes of Nebraska, 1929; to amend Sections 60-405, 60-406 and 60-407, C. S. Supp., 1933; to amend Sections 60-408, 60-409, 60-410, 60-412, 60,413 and 60-415, Compiled Statutes of Nebraska, 1929; and to repeal said original sections.

LEGISLATIVE BILL NO. 148. By Dunn, Miller, Dafoe, Armstrong, Comstock.

A Bill for an Act to amend Section 60-301, C. S. Supp., 1933; to amend Section 60-302, C. S. Supp., 1933, as amended by Section 1, Chapter 132, Session Laws of Nebraska, 1935, as amended by Section 1, Chapter 12, Session Laws of Nebraska, 1935, Special; to amend Section 60-303, Compiled Statutes of Nebraska, 1929; to amend Section 60-304, Compiled Statutes of Nebraska, 1929, as amended by Section 2, Chapter 132, Session Laws of Nebraska, 1935; to amend Section 60-305, Compiled Statutes of Nebraska, 1929; to amend Section 60-306, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 128, Session Laws of Nebraska, 1935, to amend Section 60-307, C. S. Supp., 1933; to amend Sections 60-308, 60-309, 60-310, 60-311, 60-312, 60-313 and 60-318, Compiled Statutes of Nebraska, 1929; to amend Section 60-319, C. S. Supp., 1933, as amended by Section 4, Chapter 131, Session Laws of Nebraska, 1935; to amend Sections 60-321, 60-322, 60-324 and 60-325, Compiled Statutes of Nebraska, 1929; to amend Section 60-328, C. S. Supp., 1933, as amended by Section 2, Chapter 128, Session Laws of Nebraska, 1935; and to amend Sections 39-1405 and 60-323, Compiled Statutes of Nebraska, 1929, relating to motor vehicles; to provide that the State Engineer for the Department of Roads and Irrigation shall be **ex officio** Director of Motor Vehicles; to provide for the issuance of original certificates and annual renewal of registration certificates in quadruplicate under the general direction and control of the Director of Motor Vehicles; to provide for the disposition and use of each quadruplicate certificate thereof; to provide that both the original registration certificate and one duplicate original registration certificate in the hands of transferer shall be properly signed and executed by said transferer and delivered to the transferee before the transfer of the ownership of any motor vehicle shall be valid; to repeal said original sections; and to repeal said original sections as amended.

LEGISLATIVE BILL NO. 149. By Regan, Armstrong, Diers, Thomas.

A Bill for an Act to amend Sections 32-1102, 32-1110, 32-1140, 32-1164, and 32-1173, Compiled Statutes of Nebraska, 1929, relating to elections, primary elections, definitions of terms used in elections and primary elections; the election of delegates to county conventions; the holding of pre-primary conventions and post-primary conventions; the endorsing of candidates by conventions; and the placing of such endorsements on primary ballots and the preparation of such ballots; and to repeal said original Sections 32-1102, 32-1110, 32-1140, 32-1164, and 32-1173, Compiled Statutes of Nebraska, 1929, and the substitution in lieu thereof of amended sections.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 133. By Cady.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 134. By Nuernberger.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 135. By Comstock.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 136. By John Adams, Jr.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 137. By Diers, Knickrehm, McMahon, Haycock, Murphy.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 138. By Diers, Comstock, Schultz, Brodecky, Dunn, Knickrehm.

Referred to Committee on Education.

MOTION—To Re-refer L. B. No. 2

Mr. President: I move to re-refer L. B. No. 2 to the Committee on Enrollment and Review for specific correction and re-engrossment:

In Line 8 of engrossed bill substitute the word "imprisoned" for the word "imprisonment".

(Signed) ARMSTRONG.

The motion prevailed unanimously.

LEGISLATIVE FILE

LEGISLATIVE BILL NO. 32. Referred to Committee on Enrollment and Review for review.

(Signed) DAFOE.

COMMITTEE OF THE WHOLE

At 9:55 A. M. Mr. Schultz moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Dunn in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report.

LEGISLATIVE BILL NO. 6. Report progress.

LEGISLATIVE BILL NO. 47. Referred to Legislative File.

LEGISLATIVE BILL NO. 46. Referred to Legislative File with amendments.

(See Standing Committee Amendments as found in the Legislative Journal for the Twenty-first Day. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 23. Referred to Legislative File with amendments.

(See Standing Committee Amendments as found in the Legislative Journal for the Twenty-first Day. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 5. Referred to Legislative File with amendment:

Amend line 6 of original bill after the word "physician" by inserting the words "or physicians" and amend the title to conform therewith.

(Signed) LESTER L. DUNN, Chairman.

The report of the Committee of the Whole was accepted.

NOTICE—To File Request for Roads

The Public Highway and Bridges Committee requests all members who wish to present plans for new or additional roads to file such request before February 9, 1937.

(Signed) FRANK S. WELLS, Chairman.

Upon request, Mr. Armstrong was excused from the session on Thursday, February 4th.

MOTION—To Adjourn

At 11:35 A. M. on motion of Mr. Cady, the Legislature adjourned until 10:00 A. M. Thursday.

HUGO F. SRB,
Clerk of the Legislature.

TWENTY-THIRD DAY

Legislative Chamber,

Lincoln, Nebraska, February 4, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Armstrong who was excused.

The Journal for the twenty-second day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Regan, opposing the Barber Act; Mr. Tvrdik, two favoring Child Labor Amendment; Mr. Carsten, two favoring Child Labor Amendment; Mr. Jurgensen, one favoring and one opposing the Child Labor Amendment; Mr. Von Seggern, opposing supervision of independent truckers by State Railway Commission; Mr. Jurgensen, favoring appropriation by Congress for W.P.A.

Communications

Letters were read from Senator Edward R. Burke, John P. Robertson, secretary to Senator Norris; from Congessman Harry B. Coffee and Charles G. Binderup; and from John L. Quig.

NOTICE OF COMMITTEE HEARINGS

Banking and Insurance

L. B. No. 73, Friday, February 12, 1937, 2:00 P. M.
L. B. No. 77, Friday, February 12, 1937, 2:00 P. M.
L. B. No. 78, Friday, February 12, 1937, 2:00 P. M
L. B. No. 79, Friday, February 12, 1937, 2:00 P. M.
L. B. No. 80, Friday, February 12, 1937, 2:00 P. M.

Judiciary

L. B. No. 30, Wednesday, February 10, 1937, 2:00 P. M.
L. B. No. 42, Friday, February 12, 1937, 2:00 P. M.
L. B. No. 122, Friday, February 12, 1937, 2:00 P. M.
L. B. No. 124, Friday, February 12, 1937, 2:00 P. M.
L. B. No. 126, Monday, February 15, 1937, 2:00 P. M.
L. B. No. 132, Monday, February 15, 1937, 2:00 P. M.

Labor and Public Welfare

L. B. No. 94, Wednesday, February 10, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 2. Correctly re-engrossed.

(Signed) ROBERT M. ARMSTRONG, Chairman.

Judiciary

LEGISLATIVE BILL NO. 33. Indefinitely postponed.

LEGISLATIVE BILL NO. 39. Placed on General File with amendment:

Strike the words "Section 53-338 C. S. Supp. 1935" wherever the same appear in the body and in the title of the bill, and insert in lieu thereof the following words: "Section 38, Chapter 116 of the Session Laws of the State of Nebraska for the year 1935".

LEGISLATIVE BILL NO. 39. Placed on General File.

LEGISLATIVE BILL NO. 57. Placed on General File

(Signed) CHARLES A. DAFOE, Chairman.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 150. By John Adams, Jr., McMahon, Tvrdik.

A Bill for an Act to create a system of unemployment compensation; to provide for an Unemployment Compensation Fund; to provide for contributions to such fund; to provide benefit payments from such fund; to provide eligibility conditions for such benefits; to provide for the settlement of claims; to provide for judicial review of disputed benefit claims; to create an Unemployment Compensation Commission and to provide for its appointment, compensation and prescribe its powers and duties; to provide for the appointment and compensation of other employees and the maintenance and other expense of such commission; to authorize reciprocal arrangements with other states or the federal government and to provide for the cooperation with the federal government in the administration of all matters relating to unemployment compensation; to prohibit the waiver of rights and benefits arising hereunder; to limit attorneys fees in cases arising under this Act; to regulate alienation of benefits; to provide penalties for failure to comply with or violations of this Act; to establish an Unemployment Administration Fund; to appropriate fifty thousand ($50,000.00) dollars to maintain the Unemployment Compensation Administration Fund and to provide for the return of such appropriation to the general fund of the state of Nebraska within three (3) years from funds allocated to the Unemployment Compensation Administration Fund from the federal government and from other sources; to retain the right to amend or repeal this Act, and to declare an emergency.

LEGISLATIVE BILL NO. 151. By Knickrehm.

A Bill for an Act relating to municipal corporations; to exempt cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, cities of the second class having a population of more than one thousand and less than five thousand inhabitants and villages from tort liability for damages or injuries suffered or sustained by reason of defective streets, alleys, sidewalks, public parks, public buildings or other public places in the absence of actual notice in writing of the defects therein filed with the municipal clerk thereof five days before the occurrence of said injury or damage.

LEGISLATIVE BILL NO. 152. By Gantz.

A Bill for an Act to amend Section 24-113, Compiled Statutes

of Nebraska, 1929, relating to corporations; to prescribe the methods of serving process in such suits at law or in equity as may be instituted against dissolved corporations; to permit and allow constructive service in such actions; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 153. By Reynolds, Gantz, Miler, Murphy, Howard, Neubauer.

A Bill for an Act for a Resolution; to amend Section 20, Article IV; to amend Section 3, Article XVII, Constitution of Nebraska, 1875, and the several amendments thereto, including the amendments proposed by the Constitutional Convention of 1919-1920, and adopted at a special election held on the 21st day of September, 1920, and including amendments thereto adopted at general elections held in November, 1930, 1934 and 1936, relating to the State Railway Commission; to adobish said commission; and to create and substitute for it the Nebraska Public Utilities Commission; to repeal said original sections, if adopted; and to prescribe the time when said amendment, if adopted, shall take effect.

LEGISLATIVE BILL NO. 154. By Regan, Slepicka.

A Bill for an Act to amend Sections 19-301, 19-302, 19-303, 19-305, 19-307, 19-310, 19-311 and 19-312, Compiled Statutes of Nebraska, 1929, relating to the examination and the licensing of plumbers; to probide for issuing of permits to do business in the state of Nebraska as a master plumber; and to repeal said original sections.

LEGISLATIVE BILL NO. 155. By. John B. Peterson.

A Bil for an Act to amend Section 32-1201, C. S. Supp., 1933; to amend Section 32-1203, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 76, Session Laws of Nebraska, 1935, relating to elections; to provide that candidates for the offices of county judge and county superintendent may also be nominated by petition and become candidates by petition on the official ballot at the general November election upon the filing of a sufficient petition and certificate thirty days prior thereto with the clerk of the county; to repeal said original section; to repeal said original section, as amended; and to declare an emergency.

LEGISLATIVE BILL NO. 156. By Dafoe.

A Bill for an Act relating to civil procedure, district courts, authorizing judges of the district court, to enter a judgment for costs, when an action is dismissed by the plaintiff and prescribing that a second action shall not be instituted until the costs of the action dismissed are paid.

LEGISLATIVE BILL NO. 157. By Dafoe.

A Bill for an Act to amend Sections 30-1103 and Section 30-1104, Compiled Statutes of Nebraska, 1929, relating to sale of land for payment of debts and legacies, and to repeal said original Sections 30-1103 and 30-1104.

LEGISLATIVE BILL NO. 158. By Wells, Carl Peterson, McMahon, Nuernberger, Slepicka, Strong, Haycock, Cady, Von Seggern, Brodecky, Knickrehm, Dunn, Carsten, Brandt, Brady.

A Bill for an Act to amend Sectios 66-405 and 66-416, Compiled Statutes, Nebraska, Supp. 1933, and to amend said Sections, as amended by Sections 1 and 2 Chapter 16, Laws of Nebraska (Extraordinary Session) 1935, and Section 3, Chapter 16, Laws of Nebraska, (Extraordinary Session) 1935, and Secion 66-411, Compiled Statutes, Nebraska, Supplement, 1933 (1935), relating to motor vehicle fuels taxes and to the distribution and use thereof; to repeal said original sections; to repeal Section 66-420, Compiled Statutes, Nebraska, Supplement, 1933 (1935); to repeal Sestion 39-1705, Compiled Statutes, Nebraska, Supplement, 1933 (1935); to provide that 8 per cent of the proceeds of the tax on motor vehicle fuels imposed hereby shall be credited and shall inure to the State Assistance Fund, and 30 per cent transferred to the various county Treasurers, and the remainder be transferred to the Department of Roads and Irrigation under Section 66-411, as amended herein; to designate the Gasoline Highway Fund as the Gasoline Tax Fund; and to declare an emergency.

BILLS ON SECOND READING

The following bills werer ead the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 139. By Diers.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 140. By Brodecky.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 141. By Diers.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 142. By Brandt.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 143. By Brandt.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 144. By Brady, Dafoe.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 145. By Dafoe, Brodecky, R. W. Johnson, Brady, Hall.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 146. By Thomas.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 147. By Dunn, Miller, Dafoe, Armstrong, Comstock.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 148. By Dunn, Miller, Dafoe, Armstrong, Comstock.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 149. By Regan, Armstrong, Diers, Thomas.

Referred to Committee on Judiciary.

COMMITTEE OF THE WHOLE

At 10-45 A. M. Mr. Haycock moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Carsten in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report;

LEGISLATIVE BILL NO. 6. Referred to Legislative File with amendments:

Committee of the Whole Amendments to L. B. 6.

1. Amend the printed bill, page 1, by striking all of the body of said printed bill after the enacting clause and by inserting in lieu thereof the following:

"Section 1. The superintendent shall certify to the Auditor of State on the first days of March, June, September and December the amount, (not previously certified by him) due to said hospital from the several counties having patients chargeable thereto, and the Auditor shall pass the same to the credit of the hospital. The Auditor shall thereupon notify the county clerk of each county so owing, of the amount thereof, and charge the same to the county, and the county board shall add such amount to the next state tax to be levied in the county, and pay the amount so levied into the State Treasury.

Sec. 2. That Section 83-732, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 181, Sessoin Laws of Nebraska, 1935, is hereby repealed".

2. Amend the printed bill, page 1, by striking all of the title of said bill and by inserting in lieu thereof the following:

"A BILL

FOR AND ACT relating to state institutions; to provide that the cost of caring for patients committed to hospitals for the insane from the several counties shall be defrayed by state levy; to prescribe procedure for the collection of said expense; and to repeal Section 83-732, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 181, Session Laws of Nebraska, 1935".

LEGISLATIVE BILL NO. 18. Indefinitely postponed.

LEGISLATIVE BILL NO. 34. Report progress.

(Signed) FRED L. CARSTEN, Chairman.

The report of the Committee of the Whole was accepted.

Upon request, Mr. Brodecky was excused from the session on Friday, February 5th.

MOTION—To Adjourn

At 12:20 P. M. on motion of Mr. Cady, the Legislature adjourned until 10:00 A. M. Friday.

HUGO F. SRB,
Clerk of the Legislature.

TWENTY-FOURTH DAY

Legislative Chamber,
Lincoln, Nebraska, February 5, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except John Adams, Jr., Brodecky and Reynolds, who were excused.

The Journal for the twenty-third day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Tvrdik, two opposing and one favoring the Child Labor Amendment; two favoring consolidation of Omaha and Douglas County health facilities; and one supporting the Barber Act.

COMMUNICATIONS

A letter was read opposing the bill requiring widows of soldiers and sailors at Grand Island to pay board and a letter favoring the equipping of trucks with fire extinguishers.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. No. 116, Thursday, February 11, 1937, 2:00 P. M.

Commerce and Communications

L. B. No. 125, Tuesday, February 16, 1937, 2:00 P. M.

Public Health and Miscellaneous Subjects

L. B. No. 131, Thursday, February 11, 1937, 2:00 P. M.
L. B. No. 105, Tuesday, February 16, 1937, 2:00 P. M.
L. B. No. 127, Tuesday, February 16, 1937, 2:00 P. M.
L. B. No. 106, Thursday, February 18, 1937, 2:00 P. M.
L. B. No. 118, Thursday, February 18, 1937, 2:00 P. M.
L. B. No. 133, Tuesday, February 23, 1937, 2:00 P. M.
L. B. No. 135, Tuesday, February 23, 1937, 2:00 P. M.

Revenue

L. B. No. 130, Thursday, February 18, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Banking and Insurance

LEGISLATIVE BILL NO. 45. Placed on General File.

(Signed) LELAND R. HALL, Chairman.

Commerce and Communications

LEGISLATIVE BILL NO. 50. Placed on General File. With amendments:

Section 2, Line 18, after the word "them" where it appears the second time, insert the words "or their agents or employees".

Section 3, Line 2, insert after the word "structure" the words "either owned in fee or leased".

Section 10, Line 4, strike out the words "one thousand" and substitute therefor the words "five hundred".

(Signed) WALTER R. JOHNSON, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 4. Placed on Select File with amendments:

Line 15 of the Preamble; insert a comma after the word "state" and strike out the word "enabling" and substitute therefor the words "to enable".

Section 1; Line 9, strike out the word "said" after the words "owners of" and also after the words "liable on" and substitute therefor the word "such".

Lines 18, 21, 22, 26, 29, 39 and 41 strike out the word "said" and substitute therefor the word "such".

Line 25, strike out the capital letter "C" in the word "Clerk" and substitute therefor the case letter "c"; strike out the capital letter "D" in the word "District" and substitute therefor the case letter "d"; strike out the capital letter "C" in the word "Court" and substitute therefor the case letter "c".

Line 34, insert a comma after the word "profits".

Line 38, insert a comma after the word "court".

Line 41, strike out the word "a" and substitute the word "the".

Section 2, Lines 6, 7, 9 and 17, strike out the word "said" and substitute therefor the word "such".

Line 18, insert a comma after the word "hearing".

Line 19, insert the word "that" after the word "order", strike out the word "said" and substitute therefor the word "such", and insert the words "shall be" after the word "law".

Line 21, insert a comma after the word "effect".

Section 5, Line 2, strike out the word "judged" and substitute therefor the word "adjudged".

Line 3, insert a comma after the word "section", before the word "directly".

Your Committee is of the opinion that the language used in lines 25 and 26 of Section 2 is not clear.

Your Committee is also of the opinion that the Legislature intended to provide that persons acquiring real estate subsequent to March 1, 1934, and subject to mortgages or deeds of trust issued prior to that date were not entitled to the benefits of the Moratorium Act. If that is the intention of this Legislature, your Committee then recommends that in Section 2, Lines 25 and 26, the phrase "mortgagor or mortgagors under any deed of trust" should be stricken out and the words "owner or owners" be substituted therefor.

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 159. By Von Seggern.

A Bill for an Act to amend Sections 71-1101, 71-1102, 71-1103, 71-1104, 71-1105 and 71-1106, Compiled Statutes of Nebraska, 1929, relating to the practice of chiropractic; to fix the qualifications of applicants for license to practice chiropractic; and to repeal said original sections.

LEGISLATIVE BILL NO. 160. By Nuernberger.

A Bill for an Act to amend Section 75-513, Compiled Statutes of Nebraska, 1929, relating to railroads; to provide that crossing complaints may be made to the Nebraska State Railway Commission by any person who owns land on one side of the right-of-way of any railroad and who owns land on the other side of a statutory, state or federal highway which abuts on or is adjacent to and runs parallel with the right-of-way of said railroad for one adequate means overhead, underground or at grade to cross said right-of-way at the expense of said railroad, if such railroad crossing does not involve the expenditure of more than twelve hundred dollars; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 161. By Strong.

A Bill for an Act to permit, authorize, empower and grant the right to The Lincoln Joint Stock Land Bank of Lincoln, Nebraska or assignee in writing to sue the state of Nebraska in the District Court of Sheridan County, Nebraska, for the purpose of having a fair and impartial adjudication of claim for damages, arising out of the Department of Roads and Irrigation of the state of Nebraska appropriating land and building of a public highway across land on which The Lincoln Joint Stock Land Bank of Lincoln, Nebraska held and was the owner of an unpaid and unreleased first real estate mortgage, without notice to and without compensating mortgagee for land appropriated and damage caused by taking of land and damage caused by construction of Highway upon, over and across the land covered by mortgage, to-wit: The SE¼NW¼; the NE¼SW¼; the SW¼SW¼ and the SE¼SW¼ (except one acre for school, being the South 16 rods of the East 10 rods of the SW¼ of Section 29) all in Section 29, and the SE¼ of Section 30, Township 32, Range 46, subject to railroad right-of-way, West of the 6th P. M. Sheridan County, Nebraska; to provide for the waiver of the defense of sovereignty on the part of the state of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages therefor against the state of Nebraska in the premises; to provide for the payment thereof; to waive the defense of the statute of limitations; to direct the Attorney General of Nebraska to defend any action or actions brought by virtue hereof; and to declare an emergency.

LEGISLATIVE BILL NO. 162. By Diers.

A Bill for an Act relating to cities of the second class and villages; relating to franchises; to amend sections 17-127 and 17-440, Compiled Statutes, Nebraska, 1929, relating to franchises granted by cities of the second class and villages for public utilities; to provide that no franchise be granted by such cities and villages for such public utilities for a period of more than ten years; and to repeal said original sections.

LEGISLATIVE BILL NO. 163. By Neubauer.

A Bill for an Act relating to agriculture; to authorize Nebraska State Board of Agriculture to refund the principal and interest due on Nebraska State Fair Grandstand debentures; and to declare an emergency.

LEGISLATIVE BILL NO. 164. By Neubauer, Knickrehm, Wells, Carlson, Ashmore, Carpenter, Reynolds.

A Bill for an Act relating to motor vehicle fuels; to exempt from taxation the sale, distribution or use of motor vehicle fuels, used in or for use in operating tractors, combines, stationary engines, pumps, machinery, motors, or used for or for use for any purpose other than operating or propelling motor vehicles on public roads, state highways, streets and alleys or for propelling aircraft; to provide penalties for the violation thereof; and to declare an emergency.

LEGISLATIVE BILL NO. 165. By Gantz.

A Bill for an Act to amend Section 32-1133, C. S. Supp., 1933; to amend Section 32-1134, Compiled Statutes of Nebraska, 1929, relating to elections; to provide that candidates for the several municipal offices in cities of the second class having a population of more than one thousand and less than five thousand inhabitants and members of boards of education therein may be nominated by caucus or convention held before the fifth Wednesday preceding the general municipal election in April of each year; to provide that, when so nominated, the certificates of nomination of said municipal officers and said members of boards of education shall be filed with the municipal clerk not later than the fifth Wednesday before said general municipal election; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 166. By Gantz.

A Bill for an Act to amend Sections 32-1110, 32-1122 and 32-1123, Compiled Statutes of Nebraska, 1929, relating to elections; to provide for the election of delegates to county conventions and of precinct committeemen and precinct committeewomen at primary elections by voters of the several political parties; to provide for the filing without payment of fees of nomination papers in the office of the county clerk of candidates of the several political parties for the offices of precinct delegates to county conventions and of precinct committeemen and precinct committeewomen; to provide the organization of and to fix representation for county and state conventions of the several political parties; to provide for the formulation, adoption and promulgation of standing written rules governing the deliberations of said conventions; to provide the organization of county central committees and state central committees of the several political parties together with their powers and duties; to provide regulations for biennial meetings of county central committees and state central committees on the same day but prior to the meeting of county and state conventions; to repeal said original sections; and to repeal Section 32-1173, Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 167. By Haycock.

A Bill for an Act to repeal Section 28-1033, Compiled Statutes of Nebraska, 1929, relating to smoking cigarettes in public eating places; and to declare an emergency.

LEGISLATIVE BILL NO. 168. By Miller, Wells, Dunn, Strong, Carpenter.

A Bill for an Act to amend Section 1, Chapter 67, Session Laws of Nebraska, 1935, relating to narcotic drugs; to define marihuana leaves as narcotic drugs; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 169. By Neubauer, Tvrdik, Comstock, Carsten, Regan, Slepicka, W. R. Johnson, Strong, John

Adams, Jr., Worthing, Ernest A. Adams, Howard, Thomas, R. W. Johnson, Reynolds, Hall, Knickrehm, Carpenter, John B. Peterson, Gantz, Frost, Haycock.

A Bill for an Act to appropriate for the use of the Commissioner of Public Lands and Buildings, or to his successor, if any, the sum of ten thousand dollars for lighting the tower of the State Capitol Building; and to declare an emergency.

LEGISLATIVE BILL NO. 170. By Slepicka.

A Bill for an Act to amend Section 17-108, Compiled Statutes of Nebraska, 1929, as amended by Section 3, Chapter 36, Session Laws of Nebraska, 1935, relating to cities of the second class having a population of more than one thousand and less than five thousand inhabitants; to provide the maximum salaries that may be paid to the several officers thereof; to repeal said original section, as amended; and to declare an emergenecy.

LEGISLATIVE BILL NO. 171. By Diers.

A Bill for an Act to amend Section 39-1187, C. S. Supp., 1933, relating to motor vehicles; to provide penalty for the violation of subsection (c), Section 39-1159, C. S. Supp., 1933, for failure of a driver involved in an accident resulting in injury or death to any person, who, after stopping, refuses to render assistance to the driver or occupants of the vehicle collided with; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 172. By Murphy.

A Bill for an Act to amend Section 16-702, Compiled Statutes of Nebraska, 1929; and to amend Section 17-567, C. S. Supp., 1933, relating to cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants; to cities of the second class having a population of more than one thousand and less than five thousand inhabitants, and to villages; to provide that an additional levy not exceeding one mill on the dollar of all the property in said cities and villages subject to taxation may be made in any one year for public comfort station and rest room purposes; to repeal said original sections; and to declare an emergency.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 150. By John Adams, Jr., McMahon. Tvrdik.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 151. By Knickrehm.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 152. By Gantz.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 153. By Reynolds, Gantz, Miller, Murphy, Howard, Neubauer.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 154. By Regan, Slepicka.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 155. By John B. Peterson.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 156. By Dafoe.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 157. By Dafoe.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 158. By Wells, Carl Peterson, McMahon, Nuernberger, Slepicka, Strong, Haycock, Cady, Von Seggern, Brodecky, Knickrehm, Dunn, Carsten, Brandt, Brady.

Referred to Committee on Public Highways and Bridges.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 7. (With Emergency Clause)

A Bill for an Act granting power and authority to any city or incorporated village, under the conditions specified in this Act, to convey its title to any real estate owned by such city or village and dedicated and/or used as a public park, to the school district in any such city or village within whose boundaries such real estate may lie; providing for the uses to which real estate so conveyed shall be used by such school district; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read as required by law, the question is 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, none.

Not voting, 4:

Adams, J., Jr.
Brodecky
Johnson, R. W.
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE RESOLUTION NO. 1.

A Resolution authorizing Committee on Appropriations acting in conjunction with the Committee on Legislative Administration to reimburse the Nebraska Legislative Reference Bureau for services rendered without appropriation at the Fifty-First Special Session and for services to be rendered THE LEGISLATURE during the remainder of the 1937 Legislative Session.

Whereupon the President stated: "This resolution and all amendments thereto having been printed and read as required by law, the question is 'Shall the resolution pass?' "

Voting in the affirmative, 37:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Schultz
Slepicka
Strong
Tvrdik
Warner
Wells
Worthing

Voting in the negative, 1:

Thomas

Not voting, 5:

Adams, J., Jr.
Brodecky
Johnson, R. W.
Reynolds
Von Seggern

A constitutional majority having voted in the affirmative, the resolution was declared passed and the title agreed to.

EXPLANATION OF VOTE

Mr. President: I strongly approve the Legislative Bureau, but I am opposed to having four legal counselors, which this Resolution makes possible.

(Signed) THOMAS.

LEGISLATIVE BILL NO. 40.

A Bill for an Act specifically to appropriate the sum of seventy-nine hundred and seventy-five dollars ($7975.00), or so much thereof as may be necessary, out of the General Fund of the state of Nebraska to pay the premiums on the official bonds of the State Treasurer and deputy State Treasurer of said state for the term commencing January 7, 1937: and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read as required by law, the question is 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Not voting, 4:

Adams, J., Jr.
Brodecky
Johnson, R. W.
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE FILE

LEGISLATIVE BILL NO. 22. Referred to Committee on Enrollment and Review for review.

COMMITTEE OF THE WHOLE

At 10:55 A. M. Mr. Warner moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File:

The motion prevailed.

Mr. Pizer in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 24. Referred to Legislative File.

LEGISLATIVE BILL NO. 57. Referred to Legislative File.

LEGISLATIVE BILL NO. 49. Referred to Legislative File.

LEGISLATIVE BILL NO. 39. Referred to Legislative File with amendments.

(See Standing Committee Amendments as found in the Legislative Journal for the twenty-third day. These amendments were adopted in Committee of the Whole.)

(Signed) H. L. PIZER, Chairman.

The report of the Committee of the Whole was accepted.

At 11:20 A. M. on motion of Mr. Haycock, the Legislature adjourned until 10:00 A. M. Monday.

HUGO F. SRB,
Clerk of the Legislature.

TWENTY-FIFTH DAY

Legislative Chamber,

Lincoln, Nebraska, February, 8, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the twenty-fourth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Gantz, favoring state appropriation to care for patients committed to State Institutions and one opposing "mercy deaths;" Mr. Regan, favoring limitation of interest rate of six per cent per annum; Mr. Tvrdik, favoring higher wages to firemen; Mr. Armstrong, favoring repeal of one-cent gas tax for old age pensions; Mr. Brodecky, favoring extension of moratorium law, unified control of State University and Normal Schools; reduction of high school tuition; a cash basis for all political subdivisions; favoring bindweed eradication; opposing control of small trucks by Railway Commission; favoring publication of report by County Assistance Committee; Mr. Jurgensen, favoring Child Labor Amendment.

COMMUNICATIONS

A letter was read from the Assistant Secretary to the President, acknowledging receipt of Resolution in regard to interest on farm loans; a letter in regard to "mercy deaths" and a letter in regard to drivers' license law.

REPORT—By State Railway Commission

REPORT TO THE 1937 LEGISLATURE

To the 1937 Legislature:

Whereas, by House Roll No. 131 and House Roll No. 689 of the 1935 Legislature, the State Railway Commission was directed to return $122,673.56 to producers who had paid farm storage fees in excess of $3.80 for any application and farm storage certificate issued thereon, except the sum necessarily expended at the request of the owner of said certificate for that said certilcate at the request of any holder thereof, and

Whereas, by House Roll No. 131, the Commission was directed to ascertain from its books and records the amount due each person and to prepare a list of the names of such persons, their post office addresses, and the amount due to each of such persons, and to certify such list in the form of a voucher under the seal of the Commission to the State Auditor of Nebraska, and direct the Auditor, upon the receipt of such list, to issue a warrant to the State Railway Commission for the total sum certified in said voucher, payable from the grain warehouse fund in the state treasury.

Now, therefore, pursuant to said house rolls, the Commission did determine the amount due upon each farm storage certificate issued as provided in said two acts and submitted the same to the State Auditor, whereupon the State Auditor delivered to the Commission a warrant in the sum of $122,673.56. Upon receipt of this warrant the Commission deposited the same in the First National Bank of Lincoln, and against which fund the Commission issued 42,957 refund checks in the total sum of $122,673.56. Of these original checks, 42,815 in the sum of $122,318.44 were cashed by the payees. Upon proof by any payee of the loss or destruction of his check, the Commission issued duplicate checks, and issued 66 duplicate checks in the sum of $135.22, leaving a balance in the bank on February 1, 1937, in the sum of $103.45. The Commission now expects to close this account at an early date and deposit the balance with the State Treasurer and credit the same to the farm warehouse fund, and will do so unless this Legislature otherwise directs.

Respectfully submitted,

(Signed) F. L. BOLLEN
(Signed) WILL M. MAUPIN
(Signed) F. A. GOOD

Dated February 8, 1937.

NOTICE OF COMMITTEE HEARINGS

Banking and Insurance

L. B. No. 132, Wednesday, February 17, 1937, 2:00 P. M.

Drainage, Irrigation and Water Power

L. B. No. 142, Wednesday, February 10, 1937, 2:00 P. M.
L. B. No. 85, Cont'd, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 87, Cont'd, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 89, Cont'd, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 129, Cont'd, Wednesday, February 24, 1937, 2:00 P. M.

Judiciary

L. B. No. 137, Monday, February 15, 1937, 2:00 P. M.
L. B. No. 139, Wednesday, February 17, 1937, 2:00 P. M.
L. B. No. 144, Wednesday, February 17, 1937, 2:00 P. M.
L. B. No. 146, Wednesday, February 17, 1937, 2:00 P. M.
L. B. No. 152, Wednesday, February 17, 1937, 2:00 P. M.
L. B. No. 156, Wednesday, February 17, 1937, 2:00 P. M.
L. B. No. 157, Wednesday, February 17, 1937, 2:00 P. M.
L. B. No. 149, Friday, February 19, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL NO. 81. Placed on General File.

LEGISLATIVE BILL NO. 82. Indefinitely postponed.

LEGISLATIVE BILL NO. 84. Placed on General File.

LEGISLATIVE BILL NO. 86. Placed on General File.

(Signed) E. M. NEUBAUER, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 7. Correctly enrolled.

LEGISLATIVE BILL NO. 40. Correctly enrolled.

LEGISLATIVE RESOUTION NO. 1. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Banking and Insurance

LEGISLATIVE BILL NO. 13. Placed on General File with amendments:

1. Amend the printed bill, page 1, Section 1, line 10 by inserting after the article "the" and before the word "Department" therein the following:

"Director of Insurance for the".

2. Amend the printed bill, page 1, Section 1, line 14, by inserting after the first article "the" therein and before the word "Department" the following:

"Director of Insurance for the".

3. Amend the printed bill page 1, Section 1, line 14, by striking therefrom the pronoun "it" and by inserting in lieu thereof the word **"he".**

4. Amend the printed bill page 1, Section 1, line 15, by striking therefrom the pronoun "it" and by inserting in lieu thereof the word **"he".**

5. Amend the printed bill page 1, Section 1, line 16, by inserting after the word "The" therein the following:

"Director of Insurance for the".

6. Amend the printed bill page 1, Section 1, line 18, by inserting after the article "The" therein the following:

"Director of Insurance for the".

7. Amend the printed bill, page 2, Section 1, line 20, by inserting after the article "the" and before the word "Department" therein the following:

"Director of Insurance for the".

8. Amend the printed bill, page 2, Section 1, line 32, by inserting after the article "the" and before the word "Department" the following:

"Director of Insurance for the".

9. Amend the printed bill, page 2, Section 1, line 33, by inserting after the article "the" and before the word "disposition" therein the following:

"proposed".

10. Amend the printed bill, page 2, Section 1, line 34, by inserting after the word and punctuation "company." therein the following:

"In case of a fraternal benefit society the vote to approve the amended articles shall be by ballot, and the referendum shall be conducted by the Director of Insurance for the Department of Insurance. The said Director shall mail, or cause to be mailed a ballot to the last known address of each member of the society in good standing, together with a copy of the amended articles and copies of the orders, above referred to, and with such information or letters furnished by the society as may be approved by the Director of Insurance for the Department of Insurance, and all ballots shall be returned to the Department of Insurance and be counted there and the vote recorded. The time limit for the return of such ballots shall be thirty days from mailing out the same: Provided, the Director of Insurance for the Department of Insurance may extend such period from time to time as he may deem advisable, but not to exceed an additional sixty days."

11. Amend the printed bill, page 2, Section 1, by striking lines 37 and 38 therefrom and by inserting in lieu thereof the following: "or assessment company **or by a two-thirds vote of the members voting by ballot in case of a fraternal benefit society,** then they shall be".

12 Amend the printed bill page 2, Section 1, line 43, by enclosing the figure and punctuation "1." therein in parenthesis.

13. Amend the printed bill, page 3, Section 1, line 60 by striking the punctuation "." and by inserting in lieu thereof the punctuation ":".

14. Amend the printed bill, page 3, Section 1, line 62 by enclosing the figure and punctuation "2." therein in parenthesis.

15. Amend the printed bill, page 3, Section 1, line 64 by inserting after the article "the" and before the word "Department" therein the following:

"Director of Insurance for the".

16. Amend the printed bill, page 3, Section 1, line 69 by inserting after the article "the" therein ahead of the word "Department" therein the following:

"Director of Insurance for the".

17. Amend the printed bill, page 3, Section 1, line 79 by inserting after the article "the" and before the word "Department" therein the following:

"Director of Insurance for the".

18. Amend the printed bill, page 5, Section 1, line 124 by inserting after the second article "the" and before the word "Department" therein the following:

"Director of Insurance for the".

19. Amend the printed bill, page 5, Section 1, line 134 by inserting after the word "company" therein the following:

": Provided, nothing herein contained shall be construed to permit the conversion of any mutual insurance corporation, fraternal benefit or other society into a stock insuranre corporation".

20. Amend the printed bill, page 5, Section 2 by striking all of said section after the word "That" therein and by inserting in lieu thereof the following:

"said original Section 1, Chapter 102, Session Laws of Nebraska, 1935, is hereby repealed."

21. Amend the printed bill, page 1, title, by striking all of said title after the first figure "1" therein and by inserting in lieu thereof the following:

", Chapter 102, Session Laws of Nebraska, 1935, relating to insurance; to provide procedure for the amendment of the articles of incorporation of domestic companies, including fraternal benefit or other societies; to provide that nothing therein contained shall be construed to permit the conversion of any mutual insurance corporation, fraternal benefit or other society into a stock insurance corporation; and to repeal said original section."

LEGISLATIVE BILL NO. 11. Placed on General File with amendments:

1. Amend the printed bill, page 2, Section 1, line 36, by striking after the word and punctuation "association," therein the following:

"or fraternal benefit society".

2. Amend the printed bill, page 2, Section 1, line 46, by inserting after the word and punctuation "meeting." therein the following:

"In case of a fraternal benefit society the vote to approve the contract of reinsurance or consolidation and to retire shall be by ballot, and the referendum conducted by the Department of Insurance. The

Director of Insurance for the Department of Insurance shall mail, or cause to be mailed, together with the statement of the purpose and substance of the contract and its approval and orders, above referred to, a ballot to the last known address of each member of the society in good standing, and with such information or letters furnished by the society as may be approved by the Director of Insurance for the Department of Insurance, and all ballots shall be returned to the Department of Insurance and be counted there and the vote recorded. A majority of those voting by ballot shall be sufficient to approve the contract. The time limit for the return of such ballot shall be thirty days from mailing out the same: Provided the Director of Insurance for the Department of Insurance may extend such period from time to time as it may deem advisable, but not to exceed an additional sixty days."

3. Amend the printed bill, page 3, Section 2, by striking all of said section after the word "That" therein and by inserting in lieu thereof the following:

"said original Section 44-414, Compiled Statutes of Nebraska, 1929, is hereby repealed."

4. Amend the printed bill, page 1, title, by striking all of said title after the word "Section" in line 2 therein and by inserting in lieu thereof the following:

"44-414, Compiled Statutes of Nebraska, 1929, relating to insurance; to provide for the consolidation of companies, including fraternal benefit or other societies; and to repeal said original section."

(Signed) LELAND R. HALL, Chairman.

Agriculture

HOWARD'S RESOLUTION regarding importation of unsterilized meats. Recommend the same be adopted with the following amendment:

In the last paragraph of said resolution, change the word "Governor" to the word "Clerk".

(Signed) E. M. NEUBAUER, Chairman.

RESOLUTION

Designating American Elm as the State Tree.
Introduced by Alois Slepicka.

PREAMBLE

WHEREAS, the State of Nebraska has heretofore been known as the "THREE PLANTERS' STATE", and was so designated by a joint resolution of the Legislature of the State of Nebraska, Laws of Nebraska, 1895, and

WHEREAS, the adoption of a state tree by the authority of the Legislature would foster a feeling of pride in our state, and stimulate an interest and pride in trees, and encourage the re-planting of trees and their cultivation, and

WHEREAS, the American Elm is known throughout Nebraska for its beauty, and because of its historical background, it being the tree under which George Washington sat while signing a treaty,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

Section 1. That the "AMERICAN ELM" is hereby declared to be the state tree of Nebraska, and shall hereafter be known and referred to as the state tree.

Under the rules the resolution was laid over one day.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 173. By Dafoe, Diers, Gantz, Regan.

A Bill for an Act to amend Sections 2, 3 and 4, Article XI, Constitution of the State of Nebraska, 1875, and the several amendments thereto, including the amendments proposed by the Constitutional Convention, 1919-1920, and adopted at the special election held on the 21st day of September, 1920, relating to home rule charters for cities and villages; and to prescribe the time when this amendment, when adopted at the election, shall take effect.

LEGISLATIVE BILL NO. 174. By McMahon.

A Bill for an Act to repeal Sections 28-812, 28-813 and 28-814, Compiled Statutes of Nebraska, 1929, relating to interference with the rights of any person to work.

LEGISLATIVE BILL NO. 175. By Cady.

A Bill for an Act to amend Section 54-921, Compiled Statutes of Nebraska, 1929, relating to the protection of the health of domestic animals; to provide for the prevention, suppression and eradication of scabies; and to repeal said original section.

LEGISLATIVE BILL NO. 176. By Neubauer (By request of the State Railway Commission).

A Bill for an Act to amend Sections 88-321, 88-323, 88-324, 88-326, 88-330 and 88-331, C. S. Supplement 1935, relating to farm warehouses; to repeal said original sections, and to declare an emergency.

LEGISLATIVE BILL NO. 177. By Slepicka (By request of the State Railway Commisison).

A Bill for an Act to regulate intrastate commerce in the generation, transmission, distribution and sale of electric energy, and the production, transportation, distribution and sale of natural and artificial gas in the State of Nebraska; to confer upon the State Railway Commission jurisdiction and power to regulate rates and service, and to exercise general control over gas and electric utilities, and to administer and enforce the provisions of this Act; to fix an annual maximum regulatory fee to sustain the administration and enforcement of this Act; to permanently appropriate the proceeds of such fees to the use of the State Railway Commission; to provide penalties for the violation of any provision of the act and of any rules and regulations of the State Railway Commission.

LEGISLATIVE BILL NO. 178. By Slepicka (By request of the State Railway Commission).

A Bill for an Act to regulate transportation of passengers and property by motor carriers in intrastate commerce upon the public highways of Nebraska; to confer upon the State Railway Commission jurisdiction and power to administer and enforce all the provisions of this Act; to fix annual maximum regulatory fees to sustain the administration and enforcement of this Act; to permanently appropriate the proceeds of such fees to the use of the State Railway Commission; to provide penalties for the violation of any provisions of the act and of any rules and regulations of the State Railway Commission; to repeal Sections 60-101, 60-102, 60-103, 60-104, 60-105, 60-201, 60-202, 60-203, 60-204, 75-1001, and 75-1002, Compiled Statutes of Nebraska, and to declare an emergency.

LEGISLATIVE BILL NO. 179. By Walter R. Johnson, Dafoe, Tvrdik, Armstrong, Ernest A. Adams.

A Bill for an Act to amend Section 36-202, Compiled Statutes

of Nebraska, 1929, relating to contracts concerning personal property; to provide that every agreement for the repurchase of corporate stocks, bonds or other securities shall be in writing; and to repeal said original section.

LEGISLATIVE BILL NO. 180. By Slepicka (By request of the State Railway Commission).

A Bill for an Act to regulate intrastate commerce in telephone communications; fixing a maximum regulatory fee and permanently appropriating the proceeds of such fees for the use of the State Railway Commission in the administration and enforcement of this act; to provide penalties for the violation of the provisions of the act and of all rules and regulations of the Commission and to repeal Sections 86-201, 86-202, 86-203, 86-204, 86-205, 86-206, 86-207, 86-208, 86-209, 86-210, 86-211, and 86-212, of the Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 181. By Neubauer (By request of the State Railway Commission).

A Bill for an Act relating to public grain warehouses; to amend Sections 88-219, 88-221, 88-222 and 88-233, C. S. Supp., 1935, to repeal said original sections and Section 88-234, C. S. Supp., 1935; and to declare an emergency.

LEGISLATIVE BILL NO. 182. By Norton, Carlson, Miller, Carl H. PETERSON.

A Bill of an Act relating to municipal corporations; to grant power to all cities and villages to provide for city and village planning; to provide for the creation and organization of municipal planning commisisons; to define the powers and duties of such commission; to provide a method of procedure before the commission, for an appeal from the decision of such commission to the counsel and for an appeal therefrom to the courts; to authorize and empower said cities and villages to regulate and restrict the use, nature and purpose of land and subdivisions and the use, nature, purpose and construction of buildings, structures and of all property within the limits of the areas included in the municipal plan; and to authorize the imposition and enforcement of penalties for the violation of rules and regulations made by the commission.

LEGISLATIVE BILL NO. 183. By Ashmore.

A Bill for an Act to amend Section 26-748, Compiled Statutes of Nebraska, 1929, relating to county government and officers; to empower county boards in counties having 3,600 inhabitants or more, to sell land or lots belonging to said counties for the purpose of securing funds to erect a poor house or additions thereto, or a county hospital and to equip the same, or both, or to issue and sell bonds for the purpose of erecting such building or buildings and equipment for the same, and to purchase land, or lots on which to erect such building or buildings, when approved by a majority vote of the electors of said county voting thereon; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 184. By Gantz.

A Bill for an Act to amend Section 79-1902, C. S. Supp., 1933, relating to schools; to fix the transportation allowance for pupils whose parents reside more than three miles from the school house such pupils are authorized to attend; and to repeal said original section.

LEGISLATIVE BILL NO. 185. By Gantz.

A Bill for an Act relating to witnesses; to provide for the examination as a witness, at the instance of the adverse party, of a party to the record of any civil action or proceeding, a person for whose immediate benefit the action or proceedings is prosecuted or defended, or any officer, superintendent or managing agent of any corporation which is a party to the record; and to provide for that purpose that the party may be compelled to attend and testify either at the trial, conditionally, or upon deposition or commission and for the examination of adverse parties in judicial proceedings.

LEGISLATIVE BILL NO. 186. By Gantz.

A Bill for an Act to amend Section 16-604, Compiled Statutes of Nebraska, 1929, relating to the government and acts of municipal corporations; to provide that cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants when revising all the ordinances of said cities and publishing them in book or pamphlet form may include therein new ordinances, chapters, articles, sections or parts thereof without previous enactment; to validate all said new ordinances, chapters, articles, sections or parts thereof previously included in general revision ordinances of said cities; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 187. By Gantz.

A Bill for an Act to amend Sections 21-601 and 21-603, Compiled

Statutes of Nebraska, 1929, relating to change of venue; to provide that change of venue may be taken from the justice court to the county court; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 188. By Worthing.

A Bill for an Act to permit the personal representative of William Shavlik to file suit against the state of Nebraska in the district court of Douglas County, Nebraska for the purpose of having a fair and impartial adjudication of the claim for wrongful death of said William Shavlik which was the result of an accident caused by the total failure of the brakes on at ruck furnished by the state of Nebraska for the transportation of W.P.A. workers, among whom was said William Shavlik; to provide for the waiver of sovereignty on the part of the state of Nebraska for the prosecution of said suit; to provide for liability on the part of the state of Nebraska in the premises, if any; and to declare an emergency.

LEGISLATIVE BILL NO. 189. By Dunn.

A Bill for an Act relating to labor; relating to unemployment compensation; relating to employment of labor and free employment services; to create an unemployment compensation fund; to provide for separate employer reserve accounts in said fund, for credits therefor and charges thereto; to provide for the payment of benefits from said fund to persons eligible therefor and for the times and amounts of such payments and the making and prosecution of claims therefor; to provide for contributions by certain employers to said fund and the collection thereof by suit and otherwise, and adjustments and refunds thereof in certain cases, and for the times and amounts of such contributions; to define the classes of employees who are and are not subject to or covered by the provisions hereof; to define their qualifications and disqualifications to receive benefits provided for herein; to provide for the period and termination of coverage of employers; to provide for the protection of rights and benefits hereunder; to provide for the custody, management, investment, disposition and disbursement of said unemployment compensation fund; to provide for an administrative organization to administer the provisions hereof; to designate the commissioner of labor as the head of such adminitsration; to create a division of unemployment compensation in the Department of Labor; to provide for personnel and duties thereof; to provide for appeal tribunals, advisory councils and other agents and officers in said division; to provide for the making and promulgation of rules and regulations hereunder; to provide for appeals from decisions of administrative bodies to courts of record; to authorize the making of reciprocal arrangements hereunder with other domestic governments; to create an unemployment compensation administration fund and to provide for the custody, management, investment, disposition and distribution thereof; to raise moneys for the purposes of this Act; to appropriate moneys for the purposes hereof; to define certain terms as used in this Act; to define certain crimes and offenses under this Act and to provide penalties therefor; to amend sections 2, 4, and 5 of Chapter 107, Laws of Nebraska, 1935 (sections 48-602, 48-604 and 48-605, Compiled Statutes, Nebraska, Supplement, 1935) relating to the state employment service, the administration thereof, free employment offices therefor and funds therefor; to make the state employment service a coordinate division in the Department of Labor with said division of unemployment compensation; to provide for payment of benefits through employment offices; to create a special employment service account in said unemployment compensation administration fund; to provide for cooperation for the purposes of this Act with various agencies of the United States; to provide with reference to representation in court of the administrators of this Act and certain parties to controversies hereunder; to reserve the right to amend or repeal all or any part of this Act at any time; to provide saving clauses; to repeal said original sections 2, 4 and 5 of Chapter 107, Laws of Nebraska, 1935 (sections 48-602, 58-604 and 48-605, Compiled Statutes, Nebraska, Supplement, 1935); and to declare an emergency.

LEGISLATIVE BILL NO. 190. By Dunn.

A Bill for an Act to amend Section 27-601, C. S. Supp., 1933, as amended by Section 1, Chapter 68, Session Laws of Nebraska, 1935, relating to fiduciaries; to prescribe the classes of securities in which trustees, guardians, executors and administrators are authorized to invest in the absence of expess instructions in the instrument creating the fiduciary relationship; to repeal said original section as amended; and to declare an emergency.

LEGISLATIVE BILL NO. 191. By Committee on Appropriations.

A Bill for an Act to amend Section 1, Legislative Bill No. 10, Fifty-second Session, Nebraska State Legislature, 1937, relating to the compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies and other incidental expenses incurred during the Fifty-second Session, Nebraska State Legislature; to reappropriate certain unexpended balances, in legislative funds created for the uses and purposes of the

Fiftieth and the Fifty-first Session, Nebraska State Legislature; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 192. By John B. Peterson.

A Bill for an Act relating to arbitration; to provide that whenever written contracts contain provisions to arbitrate or whenever a written agreement to arbitrate is entered into, that such agreement shall be binding and enforceable; to provide for the staying of suits when the subject matter is referable to arbitration under such agreements or contracts; to provide for procedure for arbitration, the power of arbitrators to summon witnesses, for the taking of depositions, the filing and enforcing of the award, and the vacating or modifying of awards; to provide for appeals; to repeal Sections 20-2103, 20-2104, 20-2105, 20-2106, 20-2107, 20-2108, 20-2109, 20--2110, 20-2111, 20-2112, 20-2113, 20-2114, 20-2115, 20-2116, 20-2117, 20-2118, 20-2119 and 20-2120, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 193. By Cady, C. H. Peterson, Murphy, Regan.

A Bill for an Act to amend Section 16-306, Compiled Statutes of Nebraska, 1929, relating to cities of the first class having a population of not less than five thousand nor more than twenty-five thousand inhabitants; to provide the maximum salaries that officers in said cities may receive; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 194. By Cady, Slepicka.

A Bill for an Act to amend Section 2-1014, C. S. Supp., 1933, relating to agriculture; to prescribe certificate fees for inspection of nursery stock; to empower the Director of Agriculture for the Department of Agriculture and Inspection to enter into reciprocal agreements with the responsible officers of other states for the sale of nursery stock in the state of Nebraska; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 195. By Diers.

A Bill for an Act to amend Section 48-120, Compiled Statutes of Nebraska 1929 as amended by Chapter 57 Laws of Nebraska 1935 to provide that when medical treatment for an injured employee exceeds one hundred twenty-five dollars authority of the Compensation Court must be first obtained and to empower the Compensation Court to authorize expenditures for hospital and medical services and medicines for the purpose of restoring the injured employee to health: to amend Section 48-121 Compiled Statutes of Nebraska to provide that for total disability compensation shall be paid for a period not to exceed four hundred weeks; to repeal said original sections and to declare an emergency.

LEGISLATIVE BILL NO. 196. By Frost, Howard, Gantz, Regan, Slepicka.

A Bill for an Act relating to venue of civil actions; to amend Section 20-409, Compiled Statutes, Nebraska, 1929; to provide where action for tort may be brought; and to repeal said original Section.

LEGISLATIVE BILL NO. 197. By Brandt, Dunn.

A Bill for an Act relating to labor; prescribing the hours of labor for employees of the state of Nebraska at the state institutions; and to provide penalty for the violation thereof.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 159. By Von Seggern.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 160. By Nuernberger.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 161. By Strong.

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 162. By Diers.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 163. By Neubauer.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 164. By Neubauer, Knickrehm, Wells, Carlson, Ashmore, Carpenter, Reynolds.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 165. By Gantz.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 166. By Gantz.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 167. By Haycock.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 168. By Miller, Wells, Dunn, Strong, Carpenter.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 169. By Neubauer, Tvrdik, Comstock, Carsten, Regan, Slepicka, W. R. Johnson, Strong, John Adams, Jr., Worthing, Ernest A. Adams, Howard, Thomas, R. W. Johnson, Reynolds, Hall, Knickrehm, Carpenter, John B. Peterson, Gantz, Frost, Haycock.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 170. By Slepicka.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 171. By Diers.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 172. By Murphy.

Referred to Committee on Revenue.

BILLS ON THIRD READING

The following bill was read the third time and put upon passage:

LEGISLATIVE BILL NO. 2. (With emergency clause).

A Bill for an Act relating to infants; to provide penalty for encouraging, causing or contributing to the delinquency of a delinquent or dependent child; to repeal Section 43-221, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, W. R.
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Johnson, R. W.
Knickrehm

A constitutinoal two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 4.

(See Standing Committee Amendments as found in the Legislative Journal for the Twenty-fourth Day).

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

(Signed) ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 4.

(Signed) AMOS THOMAS.

The motion prevailed.

MOTION—To Amend

Mr. President: I move that L. B. No. 4 be amended as follows:

Section 2, Lines 25 and 26, strike the words "mortgagor or mortgagors under any deed of trust" and substitute therefor the words "owner or owners".

The motion prevailed.

LEGISLATIVE BILL NO. 4. Referred to Committee on Enrollment and Review for engrossment.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed

LEGISLATIVE BILL NO. 7.

LEGISLATIVE RESOLUTION NO. 1.

LEGISLATIVE BILL NO. 40.

LEGISLATIVE FILE

MOTION—To Adopt Report

Mr. President: I move that the Report of the Committee of the Whole for the twenty-second day be adopted.

J. N. NORTON.

The report was adopted.

LEGISLATIVE BILL NO. 47. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 46. Referred to Committee on Enrollment and Review for review with amendments.

LEGISLATIVE BILL NO. 23. Referred to Committee on Enrollment and Review for review with amendments.

LEGISLATIVE BILL NO. 5. Referred to Committee on Enrollment and Review for review with amendments.

MOTION—To Recommit

Mr. President: I move that L. B. No. 50 be recommitted to the Committee on Commerce and Communication for further consideration.

(Signed) WALTER R. JOHNSON.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 11:40 A. M. Mr. Schultz moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Schultz in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 45. Report progress.

(Signed) SCHULTZ, Chairman.

The report was accepted.

MOTION—To Re-refer

Mr. President: I move that L. B. No. 45 be re-referred to the Committee on Banking and Insurance for further consideration.

(Signed) ARMSTRONG.

The motion prevailed.

MISCELLANEOUS

Record of Votes

Mr. President: I wish to be recorded as voting aye on Bill No. 7. Had I been present I would have voted aye.

(Signed) JOHN ADAMS, Jr.

Mr. President: I was absent from the room February 5 when Bill No. 7 and No. 40 and Legislative Resolution No. 1 were passed. Had I been present I would have voted aye as to passing on the three measures.

(Signed) ROY W. JOHNSON.

Mr. President: I was excused Friday when L. B. No. 7 came up. Had I been present I would have voted aye.

(Signed) EMIL E. BRODECKY.

MOTION—To Employ Clerk

Mr. President: Your Committee on Enrollment and Review re-

spectfully requests permission to employ Miss Mae M. Ellingson as clerk of said Committee.

(Signed) ROBERT M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—To Adjourn

At 12:05 P. M. on motion of Mr. Tvrdik the Legislature adjourned until Tuesday at 9:00 A. M.

HUGO F. SRB,
Clerk of the Legislature.

TWENTY-SIXTH DAY

Legislative Chamber,

Lincoln, Nebraska, February 9, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Twenty-fifth day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Norton, opposing L. B. No. 50 requiring itinerant merchants to register and obtain annual license per person and per vehicle; Mr. Knickrehm, Mr. Diers and Mr. Slepicka, opposing the Child Labor Amendment; Mr. Jurgensen, opposing the Child Labor Amendment.

NOTICE OF COMMITTEE HEARINGS

Claims and Deficiencies

L. B. No. 161, Monday, February 15, 1937, 2:00 P. M.

P. L. Cady's Resolution giving H. Fischer and F. Fischer permission to sue the State, Monday, February 15, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Claims and Deficiencies

LEGISLATIVE BILL NO. 20. Placed on General File.

(Signed) R. M. HOWARD, Chairman.

Education

LEGISLATIVE BILL NO. 72. Placed on General File with amendments:

In line 12, strike the words "for one week", and insert in lieu thereof the words, "three weeks".

After the comma in line 16, strike the words, "and thereupon", and insert in lieu thereof the following, "if said bid or bids have not been rejected, then".

After "therefore", in line 20 add, "Provided, that if a remonstrance against such sale signed by thirty per cent of the electors of such city, village, township or county voting at the last regular city, village, or county election be filed with the governing body of such city, village, township or county three or more days prior to the day set for sale such property shall not then, nor within one year thereafter, be sold".

(Signed) EDWIN SCHULTZ, Chairman.

Judiciary

LEGISLATIVE BILL NO. 66. Placed on General File.

LEGISLATIVE BILL NO. 63. Indefinitely postponed.

(Signed) CHARLES A. DAFOE, Chairman.

Enrollment and Review

PRESENTED TO GOVERNOR

February 8, 1937.

Mr. President: Your Committee on Enrollment and Review re-

spectfully report that we have this day at 2:00 P. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 7.

LEGISLATIVE RESOLUTION NO. 1.

LEGISLATIVE BILL NO. 40.

(Signed) ROBT. M. ARMSTRONG, Chairman.

February 9, 1937.

LEGISLATIVE BILL NO. 2. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

NOTICE OF MEETING OF COMMITTEE

Enrollment and Review

The Committee on Enrollment and Review will meet regularly on Tuesdays and Thursdays at 4:00 P. M. until further notice. The meeting place is changed to Room 350.

(Signed) ARMSTRONG, Chairman.

Resolutions

Mr. Howard called up his resolution regarding importation of unsterilized meats. A vote was taken thereon and the resolution, with the amendment offered, changing the word "Governor" in the last paragraph thereof to the word "Clerk", was adopted with 36 ayes; no nays; and 7 absent and not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 198. By R. W. Johnson.

A Bill for an Act to amend Section 46-609 Compiled Statutes of Nebraska, 1929, relating to irrigation water rights, construction, operation and maintenance of irrigation canals and ditches, and regulating the times of use and flowage of water in such canals and ditches; and to eliminate from said original section the proviso clause at the end thereof which purported to give priority to diversion for filling storage reservoirs, diversions for direct irrigation during the season for filling reservoirs from November 1, to April 1, of the succeeding year, and to repeal said original section.

LEGISLATIVE BILL NO. 199. By Dafoe, Regan, Pizer.

A Bill for an Act to amend Section 70-401, Compiled Statutes, Nebraska, 1929, relating to rights-of-way for transmission pole lines; to eliminate therefrom the provision as to the location of such lines; to repeal said original section; to provide for the extension of the provisions of this act to all districts, corporations and municipalities which may own or construct rural transmission lines; and to declare an emergency.

LEGISLATIVE BILL NO. 200. By McMahon.

A Bill for an Act to amend Section 104, Chapter 116, Session Laws of Nebraska, 1935, relating to liquor; to provide that local governing bodies of cities and villages may regulate by ordinance, not inconsistent with law, the business of all alcoholic liquor licensees, carried on within their corporate limits; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 201. By R. W. Johnson.

A Bill for an Act relating to state normal schools; to designate the principals of such schools as presidents thereof and to define their duties; to provide for the bonding of such presidents for the faithful performance of their duties and accounting for funds coming into their hands; to amend Sections 85-304, 85-309, 85-310, 85-316, and 85-317, Compiled Statutes, Nebraska, 1929; to repeal said original sections; and to repeal Section 85-319, Compiled Statutes, Nebraska, 1929.

LEGISLATIVE BILL NO. 202. By Gantz.

A Bill for an Act to amend Section 33-127, C. S. Supp., 1933, relating to fees and salaries; and to repeal said original section.

LEGISLATIVE BILL NO. 203. By Wells.

A Bill for an Act for a Resolution to amend Section 3, Article XIII, Constitution of the State of Nebraska, 1875 and the several amendments thereto, including the amendments proposed by the Constitutional Convention of 1919-1920, and adopted at a special election held on the 21st day of September, 1920, and including amendments thereto adopted at the general elections held in November, 1930, 1934 and 1936, relating to the credit of the State of Nebraska; to provide that the state may assume liability for defects in titles to real estate within this state; to repeal said original section; and to prescribe the time when this amendment, if adopted at the election, shall take effect.

LEGISLATIVE BILL NO. 204. By Howard, Gantz, Strong, Haycock.

A Bill for an Act to amend Section 54-709, Compiled Statutes of Nebraska, 1929; to amend Section 54-710, C. S. Supp., 1933, relating to livestock; to require all sales rings operating in the state of Nebraska to maintain brand inspection; to provide for the inspection of branded cattle shipments; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 205. By Armstrong.

A Bill for an Act relating to agriculture and relating to hybrid seed corn; to regulate the sale and disposition thereof; and to provide penalties for violations of this act.

LEGISLATIVE BILL NO. 206. By Armstrong.

A Bill for an Act to repeal Sections 55-103 and 80-101, Compiled Statutes, Nebraska, 1929, the same being obsolete; and to declare an emergency.

LEGISLATIVE BILL NO. 207. By Ernest A. Adams, Hall, Brodecky.

A Bill for an Act relating to protection against unfair competition; to provide for the registration with the Secretary of State of Nebraska of any label, trade-mark, trade name, firm or company name, term, design, pattern, model, device, shopmark, drawing, specification, designation or form of advertisement for the purpose of designating, making known or distinguishing any goods, wares, merchandise, or any other product of labor or manufacture; to provide against unauthorized use of registered items and to impose a penalty therefor; to require any person, firm or corporation not a resident of Nebraska or qualified for business in this state to designate some person or corporation in this state upon whom any notice in respect of the registration may be sent and upon whom service of any proceedings in respect of the registration may be made; to provide fees for registration, the collection and distribution thereof; to repeal Sections 48-208, 48-209, 48-210 and 48-211, Compiled Statutes of Nebraska for 1929.

LEGISLATIVE BILL NO. 208. By Tvrdik, Ernest A. Adams, Knickrehm, Armstrong, Slepicka.

A Bill for an Act to amend Section 92, Chapter 116, Session

Laws of Nebraska, 1935, relating to liquors; to provide the method of distributing state liquor license fees received by the Nebraska Liquor Control Commission, to the several school districts wherein the licensed premises of licensees are situated; to repeal said original section, and to declare an emergency.

LEGISLATIVE BILL NO. 209. By Thomas.

A Bill for an Act to amend Section 810 of Chapter 30, Compiled Statutes of Nebraska for 1929, relating to action by Executors and Administrators for wrongful death of their decedents; to provide for satisfaction, settlement and distribution of moneys recovered in such proceedings, and to repeal said original section.

LEGISLATIVE BILL NO. 210. By W. R. Johnson, McMahon, Tvrdik, Worthing, Ernest A. Adams, John Adams, Jr.

A Bill for an Act to amend Sections 14-601 and 14-609, Compiled Statutes of Nebraska, 1929, relating to cities of the metropolitan class; to provide for the appointment and removal of members of the police department in such cities; to prescribe the eligibility for the office of chief of police, of applicants for appointment as policeman and for the promotion of members of the police department in such cities; to provide for competitive examinations by the city council of applicants seeking appointment as policemen; to prescribe the nature of such examinations; to provide for the selection of policemen by the city council of such cities on the basis of ratings attained in such competitive examinations; to provide for a system of seniority and merit credits for members of the police department of such cities based on length of service, heroism and efficiency; to prescribe certain ranks in the police department and the method of filling vacancies therein; to prescribe and to limit the power of the city council in such cities in the employment, confirmation, promotion and demotion of members of the police department; to grant and prescribe the powers of and procedure for the city council in such cities in the removal or discharge of employees of the police department for certain prescribed causes or reasons; to provide for a method of appeal from decisions of demotion or discharge; to limit the political activities of officers and members of the police department and to provide specific penalties for the violation thereof; to provide penalties for violations of the provisions of this Act; and to repeal said original sections.

LEGISLATIVE BILL NO. 211. By Haycock, Strong, John Adams, Jr.

A Bill for an Act to amend Section 46-115, Compiled Statutes of

Nebraska, 1929, relating to irrigation; to confirm and validate the organization of irrigation districts; and to repeal said original section.

LEGISLATIVE BILL NO. 212. By Brodecky, Schultz.

A Bill for an Act to amend Sections 79-411, 79-603, 79-808, 79-2508, 79-2608 and 79-2710, Compiled Statutes of Nebraska, 1929; to amend Section 79-1003, C. S. Supp., 1933, relating to schools; to provide that a teacher's contract shall be deemed renewed from year to year until a majority of the members of the school board vote on or before April fifteenth to terminate the contract at the close of the school year or until superseded by a new contract; to provide that a teacher must file notice of acceptance of such a contract within fifteen days; and to repeal said original sections.

LEGISLATIVE BILL NO. 213. By John B. Peterson.

A Bill for an Act relating to municipal corporations; to provide an optional plan of government for cities or villages in Nebraska, known as the "**City Manager Plan**"; to permit the adoption thereof by popular vote in all cities and villages containing one hundred or more inhabitants; to repeal Article 6, Chapter 19, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 214. By W. R. Johnson.

A Bill for an Act to amend Section 32-2121, Compiled Statutes of Nebraska, 1929, relating to elections; to provide that it shall be unlawful for any candidate or other person to do any electioneering after midnight of the day previous to the day of any general, special or municipal election; and to repeal said original section.

BILLS ON SECOND READING.

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 173. By Dafoe, Diers, Gantz, Regan.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 174. By McMahon.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 175. By Cady.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 176. By Neubauer (By request of State Railway Commission).

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 177. By Slepicka (By request of State Railway Commission).

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 178. By Slepicka (By request of State Railway Commission).

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 179. By Walter R. Johnson, Dafoe, Tvrdik, Armstrong, Ernest A. Adams.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 180. By Slepicka (By request of State Railway Commission).

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 181. By Neubauer (By request of State Railway Commission).

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 182. By Norton, Carlson, Miller, Carl H. Peterson.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 183. By Ashmore.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 184. By Gantz.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 185. By Gantz.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 186. By Gantz.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 187. By Gantz.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 188. By Worthing.

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 189. By Dunn.

Referred to Committee on Labor.

LEGISLATIVE BILL NO. 190. By Dunn.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 191. By Committee on Appropriations.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 192. By John B. Peterson.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 193. By Cady, Carl H. Peterson, Murphy, Regan.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 194. By Cady, Slepicka.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 195. By Diers.

Referred to Committee on Labor.

LEGISLATIVE BILL NO. 196. By Frost, Howard, Gantz, Regan, Slepicka.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 197. By Brandt, Dunn.

Referred to Committee on Labor.

APPROVED BY THE GOVERNOR

February 8, 1937.

To the Honorable C. J. Warner,

President pro tem of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

LEGISLATIVE BILL NO. 7.

Respectfully,

THEO. M. OSTERMAN, Secretary to the Governor.

MOTION—To Appoint Committee for Observance of Lincoln's Birthday

Mr. President: I move that a committee of three be appointed to work in conjunction with the Chaplain to make arrangements for appropriate observance of Lincoln's birthday at 11:30 A. M. February twelfth.

(Signed) WM. H. DIERS: HARRY GANTZ.

The motion prevailed.

The Chair appointed Mr. Diers, Mr. Miller and Mr. Howard to serve on said committee.

LEGISLATIVE PROPOSAL NO. 1 TO AMEND THE RULES

(a) Amend Section 11, Rule VII, by striking out all of said section and by inserting in lieu thereof the following:

In reporting bills to the Legislature, whether with or without amendments, each standing committee shall recommend that the bill reported (a) be placed on the general file for consideration in the committee of the whole, (b) be placed on the legislative file for consideration by the Legislature, or (c) be indefinitely postponed.

(b) Amend Section 4, Rule XII, by striking out all of lines seventeen to twenty-four inclusive, and by inserting in lieu thereof Sections 5 and 6 as follows:

5. A Bill, after it shall have been reported by the committee of the whole, and said report shall have been adopted by the Legislature, unless indefinitely postponed or recommitted to a standing committee,

shall be referred to the Legislative file, where it shall be subject to consideration by the Legislature on the third or subsequent legislative days thereafter.

6. Each bill, when under consideration on legislative file, shall be open to amendment, as to each section, as to the title and as to the bill as a whole. Such amendments shall be to the bill, as amended, if there be amendments, where the bill shall have been referred to the legislative file upon the recommendation of the committee of the whole. Provided, where the bill shall have been reported directly to said file by a standing committee, the committee amendments, if any, shall be given first consideration, after which other amendments shall be in order.

(c) Amend said Rule XII by renumbering all of the succeeding sections of the rule accordingly.

(Signed) J. N. NORTON.

Referred to Committee on Rules.

LEGISLATIVE FILE

LEGISLATIVE BILL NO. 6. The amendments offered in Committee of the Whole for the twenty-third day were adopted.

MOTION—To Amend L. B. No. 6

Mr. President: I move to amend L. B. No. 6

By inserting after the word, "thereto" in section 1 of the amended bill the following:
"provided that every patient charged to a county shall have been an actual bona fide resident of said county for a period of one year immediately preceding the commitment of said patient"

(Signed) WALTER R. JOHNSON.

The motion prevailed.

LEGISLATIVE BILL NO. 6. Referred to Committee on Enrollment and Review, for review, with amendments.

COMMITTEE OF THE WHOLE

At 10:05 A. M. Walter R. Johnson moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Comstock in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 84. Referred to Legislative File.

LEGISLATIVE BILL NO. 81. Referred to Legislative File with amendment:

Add Mr. Knickrehm's name as a co-introducer.

LEGISLATIVE BILL NO. 86. Referred to Legislative File.

LEGISLATIVE BILL NO. 11. Referred to Legislative File. With amendments:

(See Standing Committee amendments as found in the Legislative Journal for the Twenty-fifth Day. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 13. Indefinitely postponed.

(Signed) JOHN H. COMSTOCK, Chairman.

The report was accepted.

Mr. H. R. Smith addressed the Legislature briefly.

At 11:45 A. M. on motion of Mr. Brady the Legislature adjourned until 10:00 A. M. Wednesday.

HUGO F. SRB,
Clerk of the Legislature.

TWENTY-SEVENTH DAY

Legislative Chamber,

Lincoln, Nebraska, February 10, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the twenty-sixth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Wells, John B. Peterson, and President Jurgensen opposing the Child Labor Amendment; Mr. Schultz, favoring the bounty on crows; Mr. Jurgensen, opposing any increased taxation on real property; and Mr. Strong, favoring a tax investigating commission, opposing reduction in high school tuition, favoring continuous service of teachers until dispensed with by a majority action, opposing diversion of money from permanent or temporary school funds, and opposing additional tax exemptions.

COMMUNICATIONS

A letter was read concerning taxation and a letter from the Nebraska Home Owners Association to the Committee on Appropriations expressing gratitude for their prompt action concerning relief to destitute families.

APPROVED BY GOVERNOR

February 8th, 1937.

To the Honorable C. J. Warner

President Pro Tem of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill Number 40.

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

February 10th, 1937.

To the Honorable C. J. Warner

President Pro Tem of The Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Resolution Number 1.

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. No. 175, Tuesday, February 16, 1937, 2:00 P. M.
L. B. No. 176, Tuesday, February 16, 1937, 2:00 P. M.
L. B. No. 181. Tuesday, February 16, 1937, 2:00 P. M.
L. B. No. 194, Tuesday, February 16, 1937, 2:00 P. M.

Commerce and Communications

L. B. No. 160, Thursday, February 18, 1937, 2:00 P. M.

Education

L. B. No. 138, Monday, February 15, 1937, 2:00 P. M.

Government

L. B. No. 102, Monday, February 15, 1937, 2:00 P. M.
L. B. No. 103, Monday, February 15, 1937, 2:00 P. M.

L. B. No. 111, Monday, February 15, 1937, 2:00 P. M.

Revenue

L. B. No. 119, Tuesday, February 16, 1937, 2:00 P. M.
L. B. No. 120, Tuesday, February 16, 1937, 200: P. M.
L. B. No. 121, Tuesday, February 16, 1937, 2:00 P. M.
L. B. No. 164, Thursday, February 18, 1937, 2:00 P. M.
L. B. No. 143, Tuesday, February 23, 1937, 2:00 P. M.
L. B. No. 123, Thursday, February 25, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Commerce and Communications

LEGISLATIVE BILL NO. 29. Indefinitely postponed.

(Signed) WALTER R. JOHNSON, Chairman.

Judiciary

LEGISLATIVE BILL NO. 75. Placed on General File with amendments:

Section 1, Line 15, strike out the word "or" and after the word "instrument" insert the words ", or other instrumentality".

Line 16, beginning with the comma following the word "felony" strike out the remainder of the section and insert a period after the word "felony".

(Signed) CHARLES A. DAFOE, Chairman.

Education

LEGISLATIVE BILL NO. 37. Placed on General File with amendments:

1. Amend the printed bill page 2, Section 1, line 16 by striking the words **"and for boarding, housing and student activity purposes"** therein.

2. Amend the printed bill, page 2, Section 1, line 18 by inserting after the word **"Nebraska"** the following:
"Provided, the said dormitory bonds so issued shall be serial and optional at any time after five years from the day of their date, shall be amortized over a period not exceeding twenty-five years from their date and shall contain covenants to the effect that the unpledged net earnings or the unpledged net revenues, if any, from all other dor-

mitory property of the University of Nebraska or of the state normal school, as the case may be, issuing said dormitory bonds, shall be hypothecated as additional collateral in addition to the net earnings or to the net revenues of the dormitory which is the security for said dormitory bonds, to assure their punctual payment; and provided further, that the Board of Educational Lands and Funds shall never have invested in dormitory bonds of the University of Nebraska more than one hundred thousand dollars at any one time, nor more than one hundred thousand dollars in dormitory bonds of any one state normal school at any one time of principal of the funds derived from the sale of the school lands of this state."

(Signed) SCHULTZ, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 47. Placed on Select File, with amendments:

Line 2, Section 1, strike out the capital letter "C" in the word "County" and substitute therefor the case letter "c".

LEGISLATIVE BILL NO. 46. Placed on Select File, with amendments:

Line 20, Section 1, and in the 2nd amendment, strike out the word "said" and substitute therefor the word "such".

Line 18, Section 1, capitalize the words "one hundred dollars" and after the word "Dollars" insert in parenthesis the figures "($100.00)", and after the parenthesis, strike out the comma and substitute therefor the semicolon ";".

Line 28, Section 1, capitalize the words "one hundred dollars" and after the word "Dollars" insert in parenthesis the figures "($100.00)".

Lines 34, 38, and 39, Section 1, strike out the word "said" and substitute therefor the word "the".

Line 6 of the Title, after the word "of" insert the words "magistrates, including".

LEGISLATIVE BILL NO. 32. Placed on Selert File, with amendments:

Line 5, Section 1, capitalize the word "act".

Line 7, Section 1, Strike out the word "said".

Lines 9 and 19, Section 1, capitalize the word "act".

Line 7, Section 1, insert a comma after the word "terms".

Line 30, Section 1, insert the word "to" after the word "and", and strike out the word "to" after the word "impartially".

Line 34, Section 1, insert the word "of" after the word "sum", capitalize the words "one thousand dollars" and after the word "Dollars" insert in parenthesis the figures "($1000.00)".

Line 37, Section 1, strike out the words "the said" and substitute therefor the word "such".

Line 2, Section 2, strike out the word "for" after the word "Statutes" and substitute therefor the word "of".

Line 3, Section 2, strike out the word "hereby" and insert the word "hereby" after the word "is".

Line 1, Section 3, capitalize the word "act".

Line 1, Section 3, strike out the word "That" and capitalize the word "Whereas".

Line 2, Section 3, insert the word "and" after the word "from", and insert a comma after the word "approval".

Line 2, Section 3, insert a comma after the word "effect".

LEGISLATIVE BILL NO. 23. Placed on Select File, With the following amendments:

Line 6, Section 2, insert the word "extinct" after the word "such".

Line 7, Section 2, strike out the word "extinct" after the word "institution".

Line 2, Section 3, after the word "all" strike out the rest of the section and substitute therefor the words "educational institutions becoming extinct after the approval of the Act".

Your Committee is of the opinion that the provisions of Section 2, beginning with Line 7 in the printed bill are ambiguous and do not provide a practical means of certifying the grade records in extinct institutions, with these records in the possession of the Registrar of the University of Nebraska, rather than the last acting trustees. The Registrar of the University of Nebraska is the logical officer to make such certification.

Your Committee, therefore, recommends the adoption of the following specific amendments: Line 7, Section 2, of the Printed bill, beginning after the word "The", strike out the words "last functioning trustees or officers" and insert in lieu thereof the words "Registrar of the University of Nebraska having the records", and in line 17, beginning after the word "fee", strike out the words "to compensate the trustees or officers, or their successors, if any, as aforesaid," and that the title to said bill be amended by adding the following, in the line of the title after the word "learning;": "to provide for the certification of such records;".

LEGISLATIVE BILL NO. 22. Placed on Select File.

Mr. President: Your Committee on Enrollment and Review upon consideration of L. B. No. 4 recommends that the sections of the bill be renumbered and that the declaration of the emergency and necessity as stated immediately following the enacting clause, be numbered Section 1, and the subsequent sections be renumbered in sequence.

Your Committee requests the unanimous consent of the Legislature to make a specific amendment to provide for the renumbering of L. B. No. 4 as above recommended.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Unanimous consent was granted.

LEGISLATIVE BILL NO. 4. Correctly re-engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

RESOLUTION ON FIRST READING

LEGISLATIVE RESOLUTION NO. 3

Authorizing Game, Forestation and Parks Commission to Release Certain Parties Named Sibbitt From Damages to Crops on State Land Arising Under Use of an Easement to Drain.

Introduced by Senators Harry E. Gantz of Alliance and R. M. Howard of Flats.

PREAMBLE

WHEREAS, the State of Nebraska, under the name of "State of Nebraska Game and Parks Commission" by warranty deed, dated May 5, 1931 obtained title to the following described land, situated in Grant County, Nebraska, to-wit:

"Beginning at a point 755′ south of the corner to Sections Twenty-nine (29., Thirty (30), Thirty-one (31) and Thirty-two (32), Township Twenty-four (24) North, Range Thirty-eight (38) West of the Sixth P. M., and original corner in the Ault Survey; thence west at right angles to the east line of said Section Thirty-one (31), 231′; thence north 200′; thence north 20°30′ west 330′; thence north 50°00′, 410.5′,t o a red cedar stake set by A. J. VanAntwerp on the east boundary of the public road west of the northwest corner of said Section Thirty-one (31); thence north at right angles to the south line of said Section Thirty (30), along east boundary of the public road, 264′; thence north 32°30′ west along east boundary of the public road, 628.3′; thence north 14°30′ west, along east boundary of the public road, 631.6′; thence north 8°00 west, along east boundary of the public road, 276.5′; thencen orth 86°00 east, 6,230.0′; thence south 348.5′; thence north 86°00 east, to the east line of said Section Twenty-nine (29), 250.0′; thence south alony the east line of said Section Twenty-nine (29) to the southeast corner thereof, 1,640.00′; thence south along the east line of said Section Thirty-two (32), 755.0′; thence west ,665.0′; thence north 340.0′; thence west 640.5′; thence south 340.0′; thence west, to the place of beginning, 774.5′, in Grant County, Nebraska," and

WHEREAS, there was then in existence an easement, dated October 17, 1916, wherein and whereby John P. Sibbitt and Almeda Sibbit, Arthur Sibbit and Ola Sibbitt and their heirs and assigns, obtained the right and privilege, to drain water from their adjoining land, in and upon the above described land, and for such privilege agreed to pay certain sums for damage, if any, to the hay crop upon said premises, and

WHEREAS, when said lands were purchased by the "State of Nebraska Game and Parks Commission", no consideration was paid for said easement, for the reason thatt he State desired all the water it could get by reason of said drainage, for the lake, situated upon said land, and

WHEREAS, the Game and Parks Commission is advised by legal advisors that said easement is a part of said land, and by reason of said warranty deed, the State of Nebraska became the owner of said easement, and

WHEREAS, there is no damage to any crop of the State of Nebraska, and said John P. Sibbitt and Almeda Sibbitt, Arthur Sibbitt and Ola Sibbitt have announced their intention to close said ditch and discontinue draining their land upon aforesaid premises, unless the provisions contained in said easement with reference to damages to crops be cancelled and annulled, and

WHEREAS, it would be for the best interests of the State of Nebraska to continue having water drained upon said lands as heretofore, for the purposes and uses for which said land was purchased and is being used,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

That the State of Nebraska Game, Forestation and Parks Commission be and are hereby authorized, empowered and directed to enter into a contract with John P. Sibbitt, Almeda Sibbit, Arthur C. Sibbitt, Ola Gertrude Sibbitt, their heirs, assigns and successors, waiving any and all claims for damages which it may now or in the future have under said easement for crop damage, in consideration that said parties continue to permit their lands, described in said easement, to drain in and upon the lands of the State of Nebraska hereinbefore described, and to the effect that neither of said parties John P. Sibbitt, Almeda Sibbitt, Arthur C. Sibbitt, and Ola Gertrude Sibbitt, nor their heirs, assigns or successors shall, in any manner, be required to pay the State of Nebraska, its successors or assigns any damages whatsoever for the drainage provided in said easement.

The resolution was laid over one day.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 215. By Brodecky.

A Bill for an Act relating to elections; to amend Section 32-401, Compiled Statutes, Nebraska, Supplement, 1933 (1935) relating to officers of elections; to provide that no person shall serve more than one term as such officer every six years; and to repeal said original section.

LEGISLATIVE BILL NO. 216. By the Judiciary Committee.

A Bill for an Oct relating to statutes and laws; to provide for the compilation, authentication, publication and sale of a 1937 cumulative supplement to the Compiled Statutes of Nebraska for 1929; to direct the Clerk of the Supreme Court as State Librarian under the supervision of the Supreme Court to arrange or contract for the same without cost to the State; to fix a marimum retail price for such supplement; and to declare an emergency.

LEGISLATIVE BILL NO. 217. By Gantz.

A Bill for an Act to amend Sections 16-228 and 17-454, Compiled Statutes of Nebraska, 1929, relating to the government and acts of municipal corporations; to empower the local governing bodies of cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, cities of the second class having a population of more than one thousand and less than five thousand inhabitants and villages to regulate interference with radio reception by ordinance; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 218. By Neubauer, Murphy.

A Bill for an Act relating to scrools; to provide for state aid for junior colleges and high schools; to amend Section 79-2812, C. S. Supp., 1933, relating to junior colleges; to repeal said original section; to repeal Article 11, Chapter 79, Compiled Statutes of Nebraska, 1929; and to dellare an emergency.

LEGISLATIVE BILL NO. 219. By Knickrehm.

A Bill for an Act to legalize the "League of Nebraska Municipalities" as a state institution; to authorize the Legislature to appropriate the sum of five thousand dollars for the uses and purposes of such League during any biennium; to provide for the uses to which said appropriation, when made, shall be put; and to declare an emergency.

LEGISLATIVE BILL NO. 220. By Brady, Thomas, Armstrong.

A Bill for an Act specifically to appropriate the sum of ten thousand dollars for the purpose of providing the Nebraska National Guard Aerial Squadron with a base for its operations for the biennium ending June 30, 1939; to provide that said funds shall be immediately available; and to declare an emergency.

LEGISLATIVE BILL NO. 221. By Brady (By request)

A Bill for an Act relating to aircraft and airmen; specifically to reappropriate for use of Nebraska Aeronautics Commission the unexpended balance of the Aviation Fund in the hands of the state Treasurer of Nebraska, estimated at $25,000.00 for the biennium ending June 30, 1939; to provide for the use of said fund by said commission; to define and limit the purpose and scope of the use of such fund by the said commission; and to declare an emergency.

LEGISLATIVE BILL NO. 222. By Brady (By request)

A Bill for an Act to amend Section 17, Chapter 3, Session Laws of Nebraska, 1935, relating to aviation and aircraft fuel; to provide for the payment of tax by purchaser and users of aircraft fuel to be used for operating expense of the Nebraska Aeronautics Commission and for a refund of a portion of such tax after deducting amounts needed for operating expense of such commission; to provide for a waiver of such refunds and for the use of refunds so waived; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 223. By Thomas.

A Bill for an Act to amend Sections 27-319 and 27-321, Compiled Statutes of Nebraska, 1929, relating to jurisdiction in actions against the state; to provide that the state may be sued in actions to determine its interest in real estate; to provide that the Attorney General and the County Attorney of the county wherein the realty is situated shall be proper agents of the state of Nebraska for service of summons in said suits; and to repeal said original sections.

LEGISLATIVE BILL NO. 224. By Wells.

A Bill for an Act relating to municipal corporations; to provide that cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, may construct, purchase or otherwise acquire a water works plant or a water system either within or without its corporate limits, and may pay for the cost of the same by the issuance and sale of revenue bonds or debentures.

LEGISLATIVE BILL NO. 225. By R. W. Johnson, Ernest A. Adams, Cady, Carl Peterson, Carsten, Armstrong, Brady.

A Bill for an Act relating to agriculture; relating to the control and eradication of weeds; authorizing the creation of weed eradication districts; providing for the organization, administraton and government thereof; providing revenue therefor and the methods of assessment and collection of such revenue; designating the Director of the Agricultural Extension Service of the College of Agriculture of the University of Nebraska to make surveys and to assist in the administration of this Act; to authorize districts to borrow money; to require departments and political subdivisions of the state and publc corporations and associations and railroad and public utility corporatons to control and eradicate noxious weeds from their properties; to provide methods of control and eradication of noxious weeds; to accept grants of federal funds for the purposes of this Act; to provide penalties for violations of this Act; and to declare an emergency.

LEGISLATIVE BILL NO. 226. By Murphy (By request)

A Bill for an Act to amend Section 26-259, Compiled Statutes of Nebraska, 1929; to amend Section 39-206, C. S. Supp., 1935, relating to highways and bridges; to provide for the general control, government and supervision of all county roads and bridges by the county highway commissioner under the authority and direction of the county board; to repeal Section 39-1201, C. S. Supp., 1935; and to repeal said original section.

LEGISLATIVE BILL NO. 227. By Haycock, Worthing.

A Bill for an Act relating to reciprocal licenses and taxes and requirements for foreign insurance companies and granting authority to the Director of Insurance to refuse or to cancel licenses of such companies domiciled in a state declining to license any Nebraska insurance company and to amend Section 44-217 of Compiled Statutes of Nebraska for 1929; and to repeal said original section.

LEGISLATIVE BILL NO. 228. By Haycock.

A Bill for an Act to repeal Sections 39-612 and 39-1311, Compiled Statutes of Nebraska, 1929, relating to destruction of weeds on highways by abutting owners and to provide for destruction of weeds on roads, highways and streets; and to declare an emergency.

LEGISLATIVE BILL NO. 229. By Slepicka, Knickrehm, Brandt, Armstrong, Diers.

A Bill for an Act to amend Section 33-112, C. S. Supp., 1933, relating to fees and salaries; to prescribe the annual salaries of registers of deeds in counties having a population of more than sixteen thousand and not exceeding twenty-five thousand inhabitants, and in counties having a population of more than twenty-five thousand and not exceeding sixty thousand inhabitants; and to repeal said original section.

LEGISLATIVE BILL NO. 230. By Howard, Hall.

A Bill for an Act to amend Section 17-528 Compiled Statutes of Nebraska, 1929, relating to the construction of sewers in cities of the second class and villages, to repeal said original section and to declare an emergency.

LEGISLATIVE BILL NO. 231. By Thomas, Murphy, W. R. Johnson, Tvrdik.

A Bill for an Act to amend Section 77-1908, Compiled Statutes of Nebraska, 1929, relating to revenue; to accelerate the collection and distribution of county taxes by creating a delinquent tax sinking fund; to provide for the management of said fund; and to repeal said original section.

LEGISLATIVE BILL NO. 232. By Thomas, Murphy, W. R. Johnson, Tvrdik.

A Bill for an Act to amend Section 26-1701, Compiled Statutes of Nebraska, 1929, relating to county government and officers; to provide procedure for the recall of any county officer, except the County Superintendent of Public Instruction; to repeal said original section and to declare an emergency.

LEGISLATIVE BILL NO. 233. By Dunn.

A Bill for an Act relating to corporations; to provide the qualification of foreign corporations to do business in Nebraska; and to require foreign corporations not already qualified for business in Nebraska to file a certificate of good standing and to appoint a registered agent and registered office as a prerequisite to qualification for business in this state; to provide for service of process or other legal notice upon such registered agent or the auditor of public accounts; to provide the manner and method of handling such service of process or other legal notice when made upon the auditor of public accounts; to require foreign corporations to continuously maintain a registered office and registered agent in this state; to provide a method by which foreign corporations may effect a change of registered office or registered agent in this state; to provide for withdrawal of a foreign corporation and a revocation of its appointment of registered agent and designation of registered office; to prescribe the duties of the Secretary of State in reference to the filing of certificates of appointment or change of registered office or registered agent in this state and the filing of certificates of withdrawal for foreign corporations and to provide a fee schedule in the office of the Secretary of State for such filings; to repeal Sections 24-1201, 24-1203, 24-1204, 24-1723 and 24-1724, Compiled Statutes of Nebraska, 1929; and to repeal Sections 24-1209 and 24-1210, C. S. Supp., 1933.

LEGISLATIVE BILL NO. 234. By Dunn.

A Bill for an Act to amend Section 44-310, (8), Compiled Statutes of Nebraska, 1929, relating to insurance; to prescribe authorized investments for domestic insurance companies; and to repeal said original subsection.

LEGISLATIVE BILL NO. 235. By Diers.

A Bill for an Act relating to public licensed warehouses; delegating to the Department of Agriculture and Inspection supervision over grain warehouses of the state of Nebraska except grain warehouses licensed by the United States Department of Agriculture; defining a public grain warehouse and fixing the time when grain in a public warehouse shall be considered stored grain; providing for the licensing of public grain warehouses and for the delivery of the grain to the owner thereof and to provide a penalty for failure to deliver; requiring bonds for handling grain for storage; requiring reports, records and inspection; requiring issuance of receipts for grain accepted for storage; establishing the charges to be made for the various services performed by the warehouse; to provide for the appropriation of fees collected under this Act for the enforcement hereof during any biennium if and when specifically appropriated by the Legislature for that purpose; providing dates for termination of storage contracts of different kinds of grain; to provide for renewal of storage contracts; providing for the transfer of records, accounts, property and assets from the Nebraska State Railway Commission to the Department of Agriculture and Inspection; providing for the transfer of moneys under control of the Nebraska State Railway Commission, collected under provisions of Article 2, Chapter 88, C. S. Supp., 1933, to the credit of the Department of Agriculture and Inspection for purposes of this Act; to provide penalties for the violation thereof; to repeal Article 2, Chapter 88, C. S. Supp., 1933; and to declare an emergency.

LEGISLATIVE BILL NO. 236. By Ernest A. Adams.

A Bill for an Act relating to the civil liability of an owner of a vehicle for damage done by said vehicle; to provide for liability of the owner when damage is done by a person under sixteen years of age, or any other person, driving with the consent of the owner of said vehicle by reason of the negligence of the driver thereof; and to declare an emergency.

LEGISLATIVE BILL NO. 237. By W. R. Johnson, Gantz.

A Bill for an Act to declare that all moneys arising under Section 83-732, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 181, Session Laws of Nebraska, 1935, are excess fees, costs and charges; to provide for the remission, cancellation and nullification of all claims for money now owing to the state of Nebraska by the several counties thereunder; to provide a method of reimbursement therefrom to all counties that heretofor shall have paid said excess fees, costs and charges; and to declare an emergency.

LEGISLATIVE BILL NO. 238. By Knickrehm.

A Bill for an Act to amend Sections 52-601, 52-602, 52-603, 52-604 and 52-605, Compiled Statutes of Nebraska, 1929, relating to liens; to provide that liens upon personal property for service, work, labor, care and diligence, or money or material advanced thereon may be satisfied sixty days after the claim becomes due; to provide for the disposition of the proceeds over and above the amount of said lien; to provide that written notice need not be given where the name and address of the person requesting the services of the lien holder are unknown; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 239. By Murphy, Gantz, Strong.

A Bill for an Act relating to crime and punishment; relating to offenses against the person; relating to homicide and mayhem; to define a fourth degree of homicide, to-wit: negligently killing another; to make the same a misdemeanor and to provide punishment and penalty therefor; to provide rules of pleading, procedure and trial for persons accused of said misdemeanor; to define the crime of negligently injuring, maiming or disfiguring another, to make the same a misdemeanor and to provide punishment and penalty therefor; to amend Section 2, Chapter 134, Laws of Nebraska, 1935 (39-1106, C. S. Supp., 1935), relating to homicide and mayhem committed by persons operating motor vehicles; to provide that persons punishable under said section may be punished under the general laws relating to homicide, including the negligent killing of another, and to repeal said original section.

LEGISLATIVE BILL NO. 240. By W. R. JOHNSON.

A Bill for an Act to amend Section 48-151, Compiled Statutes of Nebraska, 1929, relating to the Workmen's Compensation Law; to provide that compensation claims and award shall have a preference on the assets of the employer and of the liability insurance company or association insuring the employer, in the event of liquidation of such employer or insurance company or association through bankruptcy or insolvency proceedings; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 241. By Thomas.

A Bill for an Act relating to civil procedure; to provide for appeals to the supreme court of the state of Nebraska from orders or judgments of remittitur; and to declare an emergency.

LEGISLATIVE BILL NO. 242. By Tvrdik (By request of Union Labor)

A Bill for an Act to amend Section 48-401, Compiled Statutes of Nebraska, 1929, relating to labor; to provide the type of toilet facilities required to be kept and maintained in theatres and in the projection rooms, booths or stalls thereof; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 243. By Schultz, Carl H. Peterson (By request)

A Bill for an Act to permit Laura Eleanor Haynes, Administratrix of the Estate of Thomas Haynes, deceased, to file suit against the State of Nebraska in the District Court of Lancaster County, Nebraska, for the purpose of having a fair and impartial adjudication of her claim, as such Administratrix, for damages sustained by her and the next of kin of said Thomas Haynes, deceased, on account of the death of said decedent resulting from injuries received by him when the automobile which he was driving on the K N D Highway on July 29, 1930, struck loose moist earth immediately south of two cement culverts extending across said highway at a point about one-half mile south of the City of Albion, Nebraska; to provide for the waiver of sovereignty on the part of the State of Nebraska for the prosecution of said suit; and to create liability on the part of the state of Nebraska in the premises.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 198. By R. W. Johnson.

Referred to Committee on Drainage, Irrigation, and Water Power.

LEGISLATIVE BILL NO. 199. By Dafoe, Regan, Pizer.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 200. By McMahon.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 201. By R. W. Johnson.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 202. By Gantz.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 203. By Wells.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 204. By Howard, Gantz, Strong, Haycock.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 205. By Armstrong.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 206. By Armstrong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 207. By Ernest A. Adams, Hall, Brodecky.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 208. By Tvrdik, Ernest A. Adams, Knickrehm, Armstrong, Slepicka.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 209. By Thomas.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 210. By W. R. Johnson, McMahon, Tvrdik, Worthing, Ernest A. Adams, John Adams, Jr.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 211. By Haycock, Strong, John Adams, Jr.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 212. **By Brodecky, Schultz.**

Referred to Committee on Education.

LEGISLATIVE BILL NO. 213. **By John Peterson.**

Referred to Committee on Government.

LEGISLATIVE BILL NO. 214. **By W. R. Johnson.**

Referred to Committee on Revenue.

BILLS RE-REFERRED

LEGISLATIVE BILL NO. 110. Re-referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 137. Re-referred to Committee on Public Health and Miscellaneous Subjects.

MOTION—To Reconsider Action on L. B. 13

Mr. President: I move that the Legislature reconsider its action with reference to L. B. No. 13.

(Signed) THOMAS.

The motion prevailed with 31 ayes, 7 nays and 5 not voting.

MOTION—To Re-refer

Mr. President: I move that L. B. No. 11 and L. B. No. 13 be re-referred to the Committee on Banking and Insurance.

(Signed) THOMAS.

The motion prevailed.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 2.

LEGISLATIVE FILE

The report of the Committee of the Whole for the 24th day was adopted.

LEGISLATIVE BILL NO. 24. Re-referred to Committee on Revenue.

LEGISLATIVE BILL NO. 57. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 39. Referred to Committee on Enrollment and Review for review with amendment:

Strike the words "knowing them to be such" from line 8 in Section 1.

LEGISLATIVE BILL NO. 49. Referred to Committee on Enrollment and Review for review.

COMMITTEE OF THE WHOLE

At 11:35 A. M. Mr. Worthing moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Brady in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 66. Indefinitely postponed.

(Signed) BRADY, Chairman.

The report was accepted.

MISCELLANEOUS

MOTION—To Extend Sympathy

Mr. President: I move that we extend our sympathy to Mrs. T. H. Worley and family in the bereavement, occasioned by the death of Rev. T. H. Worley, of Hastings, Chaplain of the House six years ago and member of the first graduating class of the University of Nebraska.

(Signed) LELAND HALL.

The motion prevailed unanimously.

Senator Henry J. Allen of Kansas and former Representative Henry Bock each addressed the Legislature briefly.

MOTION—To Adjourn

At 12:45 P. M. on motion of Mr. Norton the Legislature adjourned until 9:00 A. M. Thursday.

HUGO F. SRB,
Clerk of the Legislature.

TWENTY-EIGHTH DAY

Legislative Chamber,

Lincoln, Nebraska, February 11, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Reynolds, who was excused.

The Journal for the twenty-seventh day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Norton, opposing the Barber Bill and the Itinerant Merchant Bill; Mr. Carpenter, opposing the Itinerant Merchant Bill; Mr. Jurgensen two opposing the Child Labor Amendment.

NOTICE OF COMMITTEE HEARINGS

Appropriations

L. B. No. 163, Wednesday, February 17, 1937, 2:00 P. M.

L. B. No. 169, Wednesday, February 17, 1937, 2:30 P. M.

Public Health and Miscellaneous Subjects

L. B. No. 133, date for hearing changed from February 23, to Tuesday, February 16, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 191. Placed on General File.

(Signed) BRADY, Chairman.

MOTION—To Suspend Rules and Refer L. B. 191

Mr. President: I move to suspend section 4 of Rule VII, relative to committee hearing, also section 4 of Rule XII, relative to reference to Legislative File, and that L. B. No. 191 be referred to the Committee on Enrollment and Review for engrossment.

(Signed) BRADY.

The motion prevailed with 30 ayes, no nays, 13 not voting.

LEGISLATIVE BILL NO. 191. Referred to Committee on Enrollment and Review for engrossment.

Banking and Insurance

LEGISLATIVE BILL NO. 44. Indefinitely postponed.

LEGISLATIVE BILL NO. 52. Indefinitely postponed.

LEGISLATIVE BILL NO. 53. Indefinitely postponed.

(Signed) LELAND R. HALL, Chairman.

Drainage, Irrigation and Water Power

LEGISLATIVE BILL NO. 142. Indefinitely postponed.

(Signed) HARRY L. PIZER, Chairman.

Government

LEGISLATIVE BILL NO. 15. Placed on General File with amendments:

1. Amend the printed bill, page 1, title, line 4 by inserting after the word and punctuation "inhabitant;" therein the following:

"to amend Section 17-506, Compiled Statutes of Nebraska, 1929, relating to cities of the second class having a population of more than one thousand and less than five thousand inhabitants and to villages;".

2. Amend the printed bill, page 1, title, line 5 by inserting after the word "cities" therein the following:

"and villages".

3. Amend the printed bill, page 1, Section 1, line 8 by striking therefrom the following: **"seventy-five cents per day for"** and by inserting in lieu thereof the following:

", upon claim filed by the sheriff of said county, twenty cents for each meal furnished and fifteen cents per day for lodging furnished to".

4. Amend the printed bill, page 1, by inserting immediately after Section 1, line 9 thereon the following:

"Sec. 2. That Section 17-506, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

17-506. Any city or village shall have the right to use the jail of the county for the confinement of such persons as may be liable to imprisonment under the ordinances of such city or village, but it shall be liable to the county for the cost of keeping such prisoners. **The city or village, as the case may be, upon claim filed by the sheriff of said county, shall pay twenty cents for each meal and fifteen cents per day for lodging furnished to each person so confined where there is an average of less than twenty-five prisoners per day."**

5. Amend the printed bill, page 1, Section 2, line 1 by striking the first figure "2" therein and by inserting in lieu thereof the figure "3"; and in said line one strike "Section" and insert in lieu thereof the word "Sections"; and in said line 1 insert after the figures and symbol "16-254" the following:

"and 17-506".

LEGISLATIVE BILL NO. 48. Placed on General File with amendments:

1. Amend the printed bill, page 1, title line 4 by striking therefrom the word "Deputy".

2. Amend the printed bill, page 1, title line 2, by striking the figure "5" therein and by inserting in lieu thereof the figure "3".

LEGISLATIVE BILL NO. 68. Placed on General File.

LEGISLATIVE BILL NO. 59. Placed on General File with amendments:

1. Amend the printed bill, page 1, Section 1, lines 3 and 4 by striking therefrom commencing with the word "Same" in line 3 down to and including the word and punctuation "Fund."

2. Amend the printed bill, page 2, Section 1, Line 24 by striking the word "one" therein and by inserting in lieu thereof the word "**calendar**".

3. Amend the printed bill, page 2, Section 1, line 24 by striking the word "fifty" therefrom and by inserting in lieu thereof the following:

"TWENTY-FIVE **fifty**".

4. Amend the printed bill, page 2, Section 1, line 30 by striking therefrom the word "serer" and by inserting in lieu thereof the word "sewer".

5. Amend the printed bill, page 2, Section 1, line 47 by striking the word "one" therein and by inserting in lieu thereof the word "**calendar**".

6. Amend the printed bill, page 2, Section 2, line 2 by striking the words "be and the same hereby is" therein and by inserting in lieu thereof the following:

"is hereby".

7. Amend the printed bill, page 2 by inserting immediately after Section 2, line 2 a new section numbered as follows:

"Sec. 3. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

8. Amend the printed bill, page 1, title by striking all of said title after the preposition "to" in line 3 thereof and by inserting in lieu thereof the following:

"cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants; to provide that the aggregate amount of sewer bonds to be issued in any calendar year in such cities shall not exceed fifty thousand dollars; to provide that the aggregate amount of sewer and water extension warrants to be issued in any calendar year in such cities shall not exceed fifty thousand dollars; to repeal said original section; and to declare an emergency."

(Signed) P. L. CADY, Chairman.

RESOLUTIONS ON FIRST READING

The following resolution was read the first time:

LEGISLATIVE RESOLUTION NO. 4. Introduced by Robert M. Armstrong, Fred L. Carsten, Carl H. Peterson, John B. Peterson, P. L. Cady, John D. Reynolds.

RESOLUTION

authorizing the appointment of a committee to confer with a similar committee of the states of Iowa and South Dakota, with reference to a plan for the amortization of the debts of interstate and intrastate toll bridges, and the acquisition of the same to the end that they may become free bridges.

WHEREAS, it is the policy of this state to have free bridges wherever and whenever possible, and

WHEREAS, there are a number of interstate and intrastate toll bridges in this state, and

WHEREAS, the Legislature desires to conduct an investigation into the feasibility and practicability of some plan or plans to amortize the debts against such toll bridges to the end that they may become free bridges, and to acquire title to and control thereof by the state, and

WHEREAS, such bridges as are interstate involve certain rights and titles with the adjoining states of Iowa and South Dakota, and

WHEREAS, each of said states of Iowa and South Dakota have now pending before their legislatures, bills pertaining to free interstate bridges and the acquisition thereof,

NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That it is the sense of this Legislature that a committee of one representative of the Department of Roads and Irrigation of the State of Nebraska to be appointed by the Governor, and three members appointed from this Legislature, proceed to conduct an investigation with reference to such a plan or plans, and to hold conferences with a similar committee or officials of the States of Iowa and South Dakota relative to such plan or plans and report the results of such investigation and conferences to this Legislature as soon as possible.

2. That actual traveling expenses and mileage in conducting said investigation and conferences shall be allowed and paid out of the legislative expense fund.

RESOLUTION ON SECOND READING

The following Resolution was read the second time by title:

(For title see Resolutions on First Reading)

LEGISLATIVE RESOLUTION NO. 3. By Gantz, Howard.

Referred to Committee on Judiciary.

RESOLUTION

Memorializing the Congress of the United States to Reject, Repudiate and Oppose Any Plan or Proposal for the Reorganization of the Federal Courts or for Increasing the Number of Judges Upon the Supreme Court of the United States.

Introduced by L. C. Nuernberger, W. F. Haycock, Fred L. Carsten, Frank J. Brady.

WHEREAS, the President of the United States has made a proposal for the reorganization of the Federal courts, this proposal providing for the retirement of all judges over the age of seventy years, or if such retirement is, in any case, refused, the appointment of an additional judge for each judge over that age who refuses to retire, and

WHEREAS, such a proposal is contrary to long observed principles obtaining in our government in which the founding fathers set up a system of checks and balances so that no one branch of the government could become too powerful, and

WHEREAS, any such proposal, if carried out, would make the judicial branch of the Federal government subject to the executive branch and would tend to lead this country towards a dictatorship and away from long cherished rights of all our citizens to a free government, and

WHEREAS, the Constitution provides means whereby it may be amended to expand the powers of the different branches of government, or to overcome constitutional limitations as interpreted by the Supreme Court of the United States, and

WHEREAS, Senators Burke and Norris, United States Senators from the state of Nebraska have in the public press condemned said proposal as relating to the Supreme Court of the United States, and

WHEREAS, the question of delegation of further powers to the executive or legislative branches of government should be submitted to the people,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That this unicameral Legislature hereby commends Senators Burke and Norris for the attitude they have taken.

2. That this Legislature hereby respectfully petitions and memorializes the Congress of the United States to reject, repudiate and to oppose any plan to retire or to increase the number of judges of the Supreme or Federal courts of the United States, or any plan which might result in making the judiciary subservient to the executive branch of the government.

3. That the Chief Clerk of this Legislature is hereby ordered and directed forthwith to forward a copy of this Resolution, properly authenticated and suitably engrossed, to the President of the United States, to the Vice President of the United States as presiding officer of the United States Senate, to the Speaker of the House of Representatives of the United States, and to the United States Senators and Congressmen representing the state of Nebraska in the Congress, to the end that our representatives in Washington may have our views upon this subject of national concern and importance.

The resolution was laid over one day.

BILLS ON FIRST READING

The following bills were read the first time by title.

LEGISLATIVE BILL NO. 244. By Carl H. Peterson, John B. Peterson, Gantz, Carsten, Haycock.

A Bill for an Act to amend Section 77-1801, C. S. Supp., 1933, as amended by Section 1, Chapter 52, Session Laws of Nebraska, 1935, relating to revenue; to provide the maximum levies for county purposes; to provide the levy which may be made for rural fire fighting equipment; and to repeal said original section as amended.

LEGISLATIVE BILL NO. 245. By Cady, Norton.

A Bill for an Act to provide for the making and adoption of an annual budget to cover all expenditures and anticipated income of the counties for each current year, beginning in the year 1938; to provide for published notice of and public hearing on said annual budget; to provide for the adoption of an annual budget by said counties and the appropriation of the funds to be raised under said budget to the expenses and for the purposes of the county; to provide for an annual appropriation in the event of the failure of the county board to act; to prohibit contracts and expenditures not provided for in said budget; to provide for additional appropriations and temporary loans in cases of emergencies; to provide penalties and liabilities for violation of said act; and to repeal or supersede all other acts or parts of acts not in conformity with the provisions of this bill.

LEGIGSLATIVE BILL NO. 246. By Cady, Norton.

A Bill for an Act to amend Section 77-1801, Compiled Statutes of Nebraska for 1929, as amended by Chapter 52 of the Laws of Nebraska for 1935, to provide that the levy by the county board in the year 1938 and each succeeding year of the necessary county taxes for the current year shall include all county taxes necessary to cover the amounts required to be raised by taxation as provided in the county budget for the current year, and to repeal said section.

LEGISLATIVE BILL NO. 247. By Cady, Norton.

A Bill for an Act to amend Section 26-108, Compiled Statutes of Nebraska for 1929, as amended by Chapter 107 of the Laws of Nebraska for 1935, to provide for an estimate by the county board of each county in January, 1938, for the necessary expenses of the county during the ensuing year, and to abolish said estimate thereafter, and to repeal said original section.

LEGISLATIVE BILL NO. 248. By Armstrong, Slepicka.

A Bill for an Act to amend Section 33-128, C. S. Supp., 1933, relating to fees and salaries; to provide the annual maximum compensation to be paid to county commissioners in counties not under township organization containing less than thirteen thousand inhabitants and in such counties containing over fifteen thousand inhabitants and less than twenty-five thousand inhabitants; and to repeal said original section.

LEGISLATIVE BILL NO. 249. By Carsten.

A Bill for an Act to amend Section 66-411, C. S. Supp., 1933, relating to the allocation and the distribution of the Gasoline Highway Fund; specifically to appropriate therefrom the sum of sixty-eight thousand dollars to pay the remaining cost of the Louisville Platte River bridge which is located on State Highway No. 50 across the Platte River between Cass and Sarpy Counties; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 250. By Norton, Armstrong, Von Seggern, Gantz, Murphy, Ashmore.

A Bill for an Act proposing to amend Section 4 of Article IX, of the Constitution of the State of Nebraska as now existing relating to county and township officers.

LEGISLATIVE BILL NO. 251. By Norton.

A Bill for an Act to amend Section 24-1301, Compiled Statutes of Nebraska, 1929, relating to cooperative companies; to provide that cooperative companies borrowing funds from any federal agency for rural electrification or from any corporation, the majority of whose stock is held by the government of the United States, or by an agency of such government, shall be exempt from the provisions of Section 24-205, Compiled Statutes of Nebraska, 1929; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 252. By Norton.

A Bill for an Act relating to cooperative, non-profit, membership corporations organized to engage in rural electrification.

LEGISLATIVE BILL NO. 253. By Nuernberger. (By request)

A Bill for an Act to permit Reuben Bordy, as Trustee for Cora Woods, Isaac C. Crum, Eugene Fontenelle, John O. Ydun, Emily E. G. Webster, Gus White, Carrie Edwards, George Woodhull, Edison Grant and Frances Clay Grant, Morgan Stabler, Warren Davis and Minnie and Carrie Edwards Grant, Margaret Davis, Maggie Davis and Lee Davis, Phillip Porter and Rosa H. Porter, Louis P. Webster and Lucy W. Grant, Ruth Webster, David Mitchell, John O. Lyons, Don O. Lyons, John A. Grant, Maggie W. Grant, Mabel M. Hamilton, Louise F. Saunsori, Elwood Harlan, President Omaha Tribal Council, Nellie Wells Walker, James Cox, John Wells, Maggie Wells Dale, Victor Wells, Emma Blackbird Wolf, Frank Guitar and Minnie Stabler, Eva Walker Webster, Grace Parker Cox, Mitchell Dick and Rosalie Saunsori McCauley, Ruth Walker Hastings, Clayton Wells and Dora

Webster Wells, Grace G. Hollswell, Ben Burens, Reuben Bordy, Simon Bordy, Heirs of John Riseup —(Jesse Stacy, Edith Logan Redborn, Fannie E. Bird, John Whitebeaver, Lucy Logan, Charles Whitebeaver, George Snake) Henry Rice Hill allotment (George Rice Hill, Lucy Rice Harrison, Alice Rice Hill, Mary R. Bigthunder, Charles Rice Hill-Heirs), to file suit against the State of Nebraska in the District Courts of Thurston, Burt or Douglas Counties, Nebraska, and the Department of Roads and Irrigation for the purpose of having a fair and impartial adjudication of their claim in equity for the cancellation, setting aside and holding for naught of the waivers of damages or deeds, as the case may be, executed by the above persons and for proper condemnation proceedings as provided by law, fixing the amount of damages to the aforedescribed persons' lands by reason of the location and construction of the State and Federal highway from Decatur, Nebraska to Winnebago, Nebraska; to provide for the prosecution of said suit; to admit and create liability and permit recovery of damages against the State of Nebraska in the premises, if any there be; to waive the defense of the statute of limitations on behalf of said state; and to declare an emergency.

LEGISLATIVE BILL NO. 254. By Roy W. Johnson.

A Bill for an Act to permit, authorize and empower Katherine Schars, of Kearney, Buffalo County, Nebraska, to sue the state of Nebraska in the district court of Buffalo County, Nebraska, for the purpose of having a fair and impartial adjudication of her claim for damages in tort for personal injuries sustained by her on November 2, 1935, when she slipped and fell on the icy steps of the Kearney State Teachers College in Kearney, Nebraska, while leaving said college after attending an entertainment to which the public had been invited; to provide for the waiver of sovereignty on the part of the state of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages against the state of Nebraska in the premises; to direct the attorney general of Nebraska to defend such action; and to declare an emergency.

LEGISLATIVE BILL NO. 255. By Roy W. Johnson.

A Bill for an Act relating to revenue; and to provide that contracts or agreements for the expenditure of money by any county, township, city, village, drainage district, irrigation district or school district in the state of Nebraska, or any other governmental subdivision of said state, or any public corporation organized under the laws of said state shall be null, void and unenforceable; and to deny the right to recover on the **quantum meruit** or in any other manner in any action for the payment for property, material, labor or supplies furnished thereunder.

LEGISLATIVE BILL NO. 256. By Gantz, Diers.

A Bill for an Act to amend Sections 32-1601 and 32-1603, Compiled Statutes of Nebraska, 1929, relating to elections; to provide for the date of meeting and attendance at the seat of government of presidential electors; and to repeal said original sections.

LEGISLATIVE BILL NO. 257. By Cady, Von Seggern.

A Bill for an Act to amend Section 26-259, Compiled Statutes of Nebraska, 1929, relating to county government and officers; to provide for a maximum levy of one-tenth of a mill on the dollar of the actual valuation of all the taxable property in townships in any one year for the purchase, erection, construction and maintenance of fire-fighting apparatus and equipment for fire protection therein; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 258. By Committee on Appropriations.

A Bill for an Act to amend Section 81-103, C. S. Supp., 1933, relating to the civil government of the State of Nebraska; to pro vide the annual salary of the State Engineer for the Department of Roads and Irrigation; and to repeal said original section.

LEGISLATIVE BILL NO. 259. By Brady.

A Bill for an Act to amend Section 72-202, C. S. Supp., 1933, relating to school lands and funds; to provide that refunding bonds may be substituted in place of and exchanged for original legal investments of school funds, by the Board of Educational Lands and Funds; and to repeal said original section.

LEGISLATIVE BILL NO. 260. By Neubauer, Carpenter, Wells.

A Bill for an Act to amend Section 81-1408, C. S. Supp., 1933, relating to revenue; to impose a tax on imitation butter; to define the same with respect to ingredients therein for purposes of taxation; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 261. By Thomas.

A Bill for an Act to amend Section 14-619, Compiled Statutes of Nebraska, 1929, relating to cities of the metropolitan class; to provide that relief, allowance and pensions granted to beneficiaries of police relief and pensions shall be subject to garnishment for the satisfaction of judgments rendered for alimony or for the support of dependent children of the beneficiaries thereof; and to repeal said original section.

LEGISLATIVE BILL NO. 262. By Hall.

A Bill for a Resolution to repeal Section 7, Article XII, Constitution of the state of Nebraska, including the amendment thereto adopted at the election on November 4, 1930.

LEGISLATIVE BILL NO. 263. By Hall, Worthing, R. W. Johnson.

A Bill for an Act to amend Section 30-1411, Compiled Statutes of Nebraska, 1929, relating to decedent estates; to provide the schedule of commissions and allowances of executors and administrators; and to repeal said original section.

LEGISLATIVE BILL NO. 264. By Carpenter (By request).

A Bill for an Act to amend Sections 81-1028, 81-1030, 81-1031, 81-1032 and 81-1033, C. S. Supp., 1933, relating to the egg and poultry industry; to provide for the candling and grading of eggs by licensed candlers and graders; to require hatcheries to obtain annual permits from the Director of the Department of Agriculture and Inspection, to cover the buying of eggs for hatching; and to repeal said original sections.

LEGISLATIVE BILL NO. 265. By Worthing.

A Bill for an Act to amend Section 77-2302, C. S. Supp., 1933, relating to revenue; to provide that interest at the rate of eight per cent per annum on estate tax as indicated by the return of the taxpayer upon transfers from resident decedents to others shall be charged for and collected from due date until paid; to provide that interest on any deficiency in said tax shall become due and payable at the same rate of interest from and after twenty days subsequent to the determination of said tax deficiency until paid; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 266. By Brodecky, Norton.

A Bill for an Act to amend Section 77-403, Compiled Statutes of Nebraska, 1929, relating to revenue; to enumerate the duties of precinct assessors with respect to gathering and assembling agricultural statistics; and to repeal said original section.

LEGISLATIVE BILL NO. 267. By Armstrong.

A Bill for an Act relating to crimes and punishments; to empower the state of Nebraska to enter into a compact with any of the United States for mutual helpfulness in relation to persons convicted of crime or offenses who may be on probation or parole.

LEGISLATIVE BILL NO. 268. By Armstrong.

A Bill for an Act relating to criminal procedure; to make uniform the law of fresh pursuit, and authorizing this state to cooperate with other states therein.

LEGISLATIVE BILL NO. 269. By Armstrong.

A Bill for an Act relating to criminal procedure; and to secure the attendance of witnesses from without a state in criminal proceedings.

LEGISLATIVE BILL NO. 270. By Cady, Wells, Ashmore, Neubauer, Armstrong (By request)

A Bill for an Act relating to basic science and basic science records; to provide for keeping records by the State Board of Examiners in the basic sciences and for making such records public in the offices of the Department of Health of the state of Nebraska.

LEGISLATIVE BILL NO. 271. By Cady, Wells, Ashmore, Neubauer, Armstrong (By request).

A Bill for an Act to amend Section 71-2206, Compiled Statutes of Nebraska, 1929, relating to public health and welfare; to provide for the appointment by the governor of a state board of examiners in the basic sciences; to prescribe the qualifications and tenure of members; to provide the manner of filling vacancies in the membership thereof; and to repeal said original section.

LEGISLATIVE BILL NO. 272. By Murphy.

A Bill for an Act to amend Sections 77-2040 and 77-2041, Compiled Statutes of Nebraska, 1929, relating to revenue; to provide for the foreclosure of tax sale certificates issued to counties, cities, villages, drainage districts and irrigation districts; and to repeal said original sections.

LEGISLATIVE BILL NO. 273. By Murphy.

A Bill for an Act relating to irrigation; to provide the levy and collection of tolls and charges by irrigation districts; to provide an interest rate for delinquent tolls and charges; to provide that the delivery of water to lands be withheld until all delinquent tolls and charges are paid; and to declare an emergency.

LEGISLATIVE BILL NO. 274. By John B. Peterson.

A Bill for an Act to amend Section 28, Chapter 28, Session Laws of Nebraska, 1935, Special, relating to public welfare and social security; to provide for the levy and collection of a per capita tax on every male and female inhabitant of the state of Nebraska over the age of twenty-one years for the uses and purposes of the State Assistance Fund; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 275. By John B. Peterson.

A Bill for an Act to amend Section 10, Chapter 173, Session Laws of Nebraska, 1935, relating to horse racing; to provide for the distribution of deductions made by licensees from total wagers made and of daily racing fees; and to repeal said original section.

LEGISLATIVE BILL NO. 276. By Diers.

A Bill for an Act to amend Section 8-308, Compiled Statutes of Nebraska, 1929, relating to building and loan associations; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 277. By Diers.

A Bill for an Act authorizing certain corporations, organized under the laws of this state, to become members of the Federal Home Loan Bank, and granting to them certain power in connection therewith; and to declare an emergency.

LEGISLATIVE BILL NO. 278. By Diers.

A Bill for an Act to amend Section 8-320, Compiled Statutes of Nebraska, 1929, relating to building and loan associations; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 279. By Frost, Miller, Dafoe, Ernest A. Adams, Brandt.

A Bill for an Act creating a State Commission for the Blind; prescribing its personnel, its duties and powers; providing for improving the condition of the blind in this State under the authority of such State Commission; to appropriate money and regulate its expenditures; to amend Sections 83-311, 83-312, 83-313, and 83-314, Compiled Statutes of Nebraska 1929, and to repeal said original sections; and to repeal Sections 83-315, 83-316, 83-317, 83-318, and 83-319, Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 280. By Frost, Miller, Dafoe, Ernest A. Adams, Brandt.

A Bill for an Act to amend Section 83-301, Compiled Statutes of Nebraska, 1929, relating to schools for the blind and the purposes thereof; and to repeal said original section.

LEGISLATIVE BILL NO. 281. By Frost, Miller, Ernest A. Adams, Brandt, Dafoe.

A Bill for an Act to amend Section 2 of House Roll No. 5 of the Fifty-first Special Session of the Legislature of the State of Nebraska, 1935, and to amend Section 20 of said House Roll No. 5 of the Fifty-first Special Session of the Legislature of the State of Nebraska, 1935, both relating to the blind, and assistance therefor; and to repeal said original sections.

LEGISLATIVE BILL NO. 282. By Dunn.

A Bill for an Act granting certain powers, rights, privileges and immunities to Federal savings and loan associations, their shares and accounts; and to declare an emergency.

LEGISLATIVE BILL NO. 283. By Dunn.

A Bill for an Act to amend Section 8-319, Compiled Statutes of Nebraska, 1929, relating to liquidation and insolvency of building and loan associations; to repeal said original section; and to declare an emergency.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 215. By Brodecky.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 216. By the Judiciary Committee.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 217. By Gantz.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 218. By Neubauer, Murphy.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 219. By Knickrehm.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 220. By Brady, Thomas, Armstrong.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 221. By Brady (By request)

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 222. By Brady. (By request)

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 223. By Thomas.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 224. By Wells.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 225. By R. W. Johnson, Ernest A. Adams, Cady, Carl H. Peterson, Carsten, Armstrong, Brady.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 226. By Murphy (By request)

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 227. By Haycock, Worthing.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 228. By Haycock.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 229. By Slepicka, Knickrehm, Brandt, Armstrong, Diers.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 230. By Howard, Hall.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 231. By Thomas, Murphy, W. R. Johnson, Tvrdik.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 232. By Thomas, Murphy, W. R. Johnson, Tvrdik.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 233. By Dunn.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 234. By Dunn.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 235. By Diers.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 236. By Ernest A. Adams.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 237. By W. R. Johnson, Gantz.

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 238. By Knickrehm.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 239. By Murphy, Gantz, Strong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 240. By W. R. Johnson.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 241. By Thomas.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 242. By Tvrdik (By request of Union Labor)

Referred to Committee on Labor.

LEGISLATIVE BILL NO. 243. By Schultz, Carl H. Peterson (By request)

Referred to Committee on Claims and Deficiencies.

SELECT FILE

LEGISLATIVE BILL NO. 32.

(See Standing Committee amendments as found in the Legislative Journal for the Twenty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent.

Mr. President: I move that unanimous consent be granted to consider amendments to L. B. No. 23.

(Signed) ROBERT M. ARMSTRONG

The motion prevailed unanimously.

MOTION—To Amend

Mr. Presiden: I move that L. B. No. 23 be amendsd as follows:

Line 7, Section 2, of the Printed bill, beginning after the word "The", strike out the words "last functioning trustees or officers" and insert in lieu thereof the words "Registrar of the University of Nebraska having the records", and in line 17, beginning after the word "fee", strike out the words "to compensate the trustees or officers, or their successors, if any, as aforesaid," and that the title to said bill be amended by adding the following, in the line of the title after the word "learning;": "to provide for the certification of such records;".

(Signed) ROBERT M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 22.

LEGISLATIVE BILL NO. 47.

(See Standing Committee amendments as found in the Legislative Journal for the Twenty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 46.

(See Standing Committee amendments as found in the Legislative Journal for the Twenty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—To Amend

Mr. President: I move that unanimous consent be granted to amend the title to L. B. No. 46 at line 4 by inserting after the word judges the following words: "to provide for the disposition of the same;"

The motion prevailed unanimously.

REFERRED FOR ENGROSSMENT

LEGISLATIVE BILL NO. 32.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 22.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 47.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 46.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 23.	Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 10:05 A. M. Mr. Howard moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Howard in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 20. Referred to Legislative File.

LEGISLATIVE BILL NO. 72. Referred to Legislative File with amendments

LEGISLATIVE BILL NO. 75. Referred to Legislative File with amendments

LEGISLATIVE BILL NO. 37. Referred to Legislative File with amendments

(Signed) R. M. HOWARD, Chairman.

The report was accepted.

PRESENTED TO GOVERNOR

February 11, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully report that we have this day at 10:05 A. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 2.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Adjourn

At 11:20 A. M. on motion of Mr. Tvrdik the Legislature adjourned until 9:00 A. M. Friday.

HUGO F. SRB,
Clerk of the Legislature.

TWENTY-NINTH DAY

Legislative Chamber,

Lincoln, Nebraska, February 12, 1937.

The Legislature met pursuant to adjournment at 9 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Reynolds, who was excused.

The Journal for the twenty-eighth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Tvrdik, three favoring Child Labor Amendment, one favoring consolidation of Omaha and Douglas County health facilities, one opposing the "Itinerant Merchant" bill, one favoring higher wages for policemen and firemen; Mr. Howard and Mr. Schultz, opposing Itinerant Merchant" bill; Mr. Regan, favoring L. B. No. 97; Mr. Brodecky, concerning hours per day of P W A workers; Mr. Schultz, favoring bounty on crows; Mr. Jurgensen, opposing Child Labor Amendment.

COMMUNICATIONS

A copy of House Joint Memorial No. 2 adopted by the Legislature of Oregon was read.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. No. 204, Thursday, February 18, 1937, 2:00 P. M.

L. B. No. 205, Thursday, February 18, 1937, 2:00 P. M.

Labor and Public Welfare

L. B. No. 154, Wednesday, February, 17 1937, 2:00 P. M.
L. B. No. 197, Wednesday, February 17, 1937, 2:00 P. M.
L. B. No. 195, Friday, February 19, 1937, 2:00 P. M.

Judiciary

L. B. No. 171, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 179, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 185, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 187, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 190, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 192, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 196, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 200, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 203, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 206, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 209, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 210, Wednesday, February 24, 1937, 2:00 P. M.

Public Highways and Bridges

L. B. No. 158, Thursday, February 18, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 32. Correctly engrossed.
LEGISLATIVE BILL NO. 22. Correctly engrossed.
LEGISLATIVE BILL NO. 47. Correctly engrossed.
LEGISLATIVE BILL NO. 46. Correctly engrossed.
LEGISLATIVE BILL NO. 191. Correctly engrossed.
LEGISLATIVE BILL NO. 23. Returned to Select File for correction.

(Signed) ROBT. M. ARMSTRONG, Chairman.

RESOLUTIONS

The following resolution was read the second time by title:

(For title see Resolutions on **First Reading**)

LEGISLATIVE RESOLUTION NO. 4. By Armstrong, Carsten, Carl H. Peterson, John B. Peterson, Cady, Reynolds.

Referred to Committee on Appropriations.

RESOLUTION—Federal and Supreme Courts

Mr. Nuernberger called up his resolution memorializing Congress to reject, repudiate and oppose any plan or proposal for the reorganization of the Federal Courts or for increasing the number of judges upon the Supreme Court of the United States and asked that the same be considered.

OBJECTION TO CONSIDERATION

Five members objected to its immediate consideration

MOTION TO SUSPEND RULES

Whereupon, Mr. Nuernberger moved that Section 3 of Rule XV be suspended and said resolution be considered.

A vote was taken thereon resulting in 24 ayes, 16 nays, 3 not voting.

Having failed to receive a two-thirds majority, the motion was lost and the resolution was referred to the Committee on Judiciary.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 284. By Von Seggern.

A Bill for an Act for the relief of Jerome J. Brazda of Cuming county, Nebraska, and to appropriate two thousand dollars therefor.

LEGISLATIVE BILL NO. 285. By Wells, Carpenter.

A Bill for an Act to amend Section 36-301, Compiled Statutes, Nebraska, 1929, relating to chattel mortgages; to repeal said original section and to declare an emergency.

LEGISLATIVE BILL NO. 286. By Von Seggern.

A Bill for an Act relating to certain United States Land Office records used in the Territory and State of Nebraska, now in the custody of the General Land Office at Washington, D. C.; to provide for their preservation and permanent use as part of the important historical records of Nebraska in the custody of the Nebraska State Historical Society.

LEGISLATIVE BILL NO. 287. By Haycock.

A Bill for an Act authorizing any building and loan association to procure and terminate insurance of its shares with the Federal Savings and Loan Insurance Corporation, and ratifying and confirming the actions of building and loan associations heretofore taken in procuring such insurance; and to declare an emergency.

LEGISLATIVE BILL NO. 288. By Haycock.

A Bill for an Act relating to the conversion of building and loan associations, organized under the laws of this state, into Federal savings and loan associations, confirming and ratifying such conversions, and authorizing the conversion of Federal savings and loan associations into state building and loan associations; and to declare an emergency.

LEGISLATIVE BILL NO. 289. By Dunn.

A Bill for an Act authorizing any supervisory authority in the state of Nebraska to accept examinations of certain corporations made by the Federal Home Loan Bank Board, a Federal Home Loan Bank, or the Federal Savings and Loan Insurance Corporation, in lieu of making an examination of such corporations as heretofore required by law, and to make available to said federal institutions any information furnished to, or obtained by, and all or any part of any report of any examination of any such institution; and to declare an emergency.

LEGISLATIVE BILL NO. 290. By Dunn.

A Bill for an Act to permit the Fremont Joint Stock Land Bank of Fremont, Nebraska, to file suit against the state of Nebraska in the district court of Saunders County, Nebraska for the purpose of having a fair and impartial adjudication concerning the priority of liens on the N½ SE¼ and E½ NW¼ of Section 16, Township 15, Range 6, Saunders County, Nebraska, and for the purpose of quieting title of the same; to provide for the waiver of sovereignty on the part of the state of Nebraska for the prosecution of said suit; to provide for liability on the part of the state of Nebraska in the premises, if any; and to declare an emergency.

LEGISLATIVE BILL NO. 291. By Dafoe (By request)

A Bill for an Act to permit H. Raymond Hunt of Pawnee City, Pawnee County, Nebraska to file suit against the State of Nebraska in the District Court of Pawnee County, Nebraska for the purpose of having a fair and impartial adjudication of his claim for damages in tort for personal injuries and property damage sustained by him on January 21, 1937 when an automobile which he was driving slid into a ditch on the west side of state highway No. 50 at a point about three-fourths of a mile north of where said highway No. 50 intersects state highway No. 4, by reason of the negligence of employees, agents and servants of the Department of Roads & Irrigation of the State of Nebraska in permitting water to accumulate, overflow and freeze upon said highway and in failing, neglecting and refusing to take steps to remedy said negligent condition after the same became known and prior to the injuries to said H. Raymond Hunt, and failing to post or give any warning thereof; to provide for waiver of sovereignty on the part of the State of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages against the State of Nebraska in the premises, if any there be; to provide for the payment thereof; to waive the defense of the Statute of Limitations; to direct the Attorney General of the State of Nebraska to defend any action or actions brought by virtue hereof, and to declare an emergency.

LEGISLATIVE BILL NO. 292. By Diers, Dunn, Carsten, Brodecky, Wells, Haycock.

A Bill for an Act to amend Section 72-202, C. S. Supp., 1933, relating to school lands and funds; to provide that refunding debentures or bonds issued by the State Board of Agriculture shall be deemed eligible as legal investments of school funds by the Board of Educational Lands and Funds; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 293. By Ernest A. Adams (By request)

A Bill for an Act to amend Section 26, Chapter 116, Session Laws of Nebraska, 1935, relating to liquors; to provide the types of retail licenses hereafter to be issued; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 294. By Ernest A. Adams (By request)

A Bill for an Act to amend Section 36, Chapter 116, Session Laws of Nebraska, 1935, relating to liquors; to define the elegibility of licensees in cities or villages for retail licenses to sell alcoholic liquors where the majority vote on the proposition for the sale of said liquors by the drink has been in the affirmative; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 295. By Ernest A. Adams.

A Bill for an Act to permit, authorize, empower and grant the right to Jean N. Burton and Laura Jones, of Omaha, Douglas County, Nebraska, to sue the State of Nebraska in the district court of Douglas County, Nebraska, for the purpose of having a fair and impartial adjudication of their claims in tort for personal injuries and property damage sustained May 22, 1936, arising out of a collision in the intersection of Dodge Street and State Highway No. 31 in Douglas County, Nebraska, of a motor vehicle owned and being operated by, for and in behalf of the Department of Roads and Irrigation of the State of Nebraska, and one owned and operated by the said Jean N. Burton in which the said Laura Jones was riding, and in which collision, one, William Shavlik, was fatally injured; to provide for the waiver of the defense of sovoreignty on the part of the State of Nebraska for the prosecution of said suit; to create liability and permit recovery of damages therefor against the State of Nebraska in the premises; to provide for the payment thereof; to direct the Attorney General of Nebraska to defend any action or actions brought by virtue hereof; and to declare an emergency.

LEGISLATIVE BILL NO. 296. By Brandt.

A Bill for an Act relating to bridges and highways.

LEGISLATIVE BILL NO. 297. By McMahon.

A Bill for an Act to amend Section 32-808, Compiled Statutes of Nebraska, 1929, relating to elections; to provide for the appointment, duties and compensation of absent and disabled voters' counting boards in counties having a population of one hundred fifty thousand inhabitants or more; and to repeal said original section.

LEGISLATIVE BILL NO. 298. By McMahon.

A Bill for an Act to amend Section 32-1809, Compiled Statutes of Nebraska, 1929, relating to elections; to provide that the election commissioner in counties having a population of one hundred fifty thousand inhabitants or more shall furnish a copy of the registration record for the officers of election in each election district therein; and to repeal said original section.

LEGISLATIVE BILL NO. 299. By McMahon.

A Bill for an Act to amend Section 32-903, C. S. Supp., 1933, relating to elections; to provide that in counties having a population of one hundred fifty thousand inhabitants or more election counting boards shall be delivered the ballot box by election receiving boards five hours or seven hours after the opening of the polls as the election commissioner shall direct, for canvassing the votes; and to repeal said original section.

LEGISLATIVE BILL NO. 300. By Regan, Pizer, Worthing, Knickrehm, Howard, Miller.

A Bill for an Act relating to funeral directors and undertakers; to provide for the regulation of funeral directing and undertaking; and to repeal Article 32 of Chapter 71, C. S. Supp., Nebraska, 1931, (1935) and all acts and parts of acts in conflict herewith.

LEGISLATIVE BILL NO. 301. By Regan, Pizer, Worthing, Knickrehm, Howard, Miller.

A Bill for an Act to amend Sections 71-1302, 71-1303 and 71-1305. C. S. Supp. Nebraska, 1931 (1935), relating to embalming; to provide for the care and disposition of dead human bodies; to fix the qualification of embalmers and to repeal said original sections.

LEGISLATIVE BILL NO. 302. By Wells, Carpenter.

A Bill for an Act relating to municipalities; to provide for the refunding of outstanding pledge warrants, revenue bonds or revenue debentures which are not general obligations of the municipality; and to declare an emergency.

LEGISLATIVE BILL NO. 303. By Pizer (By request)

A Bill for an Act to amend Section 33-119, C. S. Supp., 1933, relating to fees and salaries; to reduce the mileage of county surveyors in counties having a population of less than twenty-five thousand inhabitants; and to repeal said original section.

LEGISLATIVE BILL NO. 304. By Norton.

A Bill for an Act relating to law; to formulate a definite, continuous topical plan for statute revision in Nebraska; to provide for decennial compiling, revising, editing, indexing, publishing, distributing and selling the Statutes of Nebraska, together with biennial cumulative supplements thereto, under the general supervision and direction of a Revisor of Statute; to provide for the biennial compilation, indexing and classification of Session Laws of the Legislature in connection therewith; to standardize all partial compilations and publications of such necessary laws by state officers, executive departments and other spending agencies of the state in book or pamphlet form used or useful in administering their respective functions; to provide for the coordination and cooperation of existing state agencies in the process of enacting, of research anticipating the enactment of, compiling, publishing, indexing, promulgating and distributing the laws by the Legislature; to repeal Section 81-410, Compiled Statutes of Nebraska, 1929; to amend Sections 84-502 and 50-407, Compiled Statutes of Nebraska, 1929; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 305. By Norton.

A Bill for an Act to provide for the publication of a cumulative supplement to the Compiled Statutes of Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 306. By Norton.

A Bill for an Act relating to the Legislature; to provide for the reference and constitutional review of all legislative bills.

LEGISLATIVE BILL NO. 307. By Miller.

A Bill for an Act to amend Section 43-102, Compiled Statutes of Nebraska, 1929, relating to infants; to provide that a foster child may be legally adopted without relinquishment of custody and control by the other spouse, the parent of the child; and to repeal said original section.

LEGISLATIVE BILL NO. 308. By Thomas.

A Bill for an Act to amend Section 44-310 Compiled Statutes of Nebraska, 1929, relating to investments of insurance companies; to provide a Saving Clause; and to repeal said original Section and all Acts and parts of Acts in conflict herewith.

LEGISLATIVE BILL NO. 309. By Neubauer (By request of Department of Agriculture)

A Bill for an Act relating to and regulating the manufacture and sale of frozen desserts; regulating the matter of issuing and revoking licenses in reference thereto; prescribing regulations for the conduct of such business; defining frozen desserts; prohibiting the sale of imitations; and providing a penalty for a violation of this Act.

LEGISLATIVE BILL NO. 310. By Ashmore.

A Bill for an Act to amend Sections 26-1309, 26-1310, 26-1311, 26-1312 and 26-1314, Compiled Statutes of Nebraska, 1929, relating to county government and officers; to provide for a full and complete annual accounting and auditing of the books, accounts and affairs of the county treasurer and county clerk in each county by the state auditor; to provide for a report and publication of said audit; to provide for a uniform system of accounting for all county officers; to require the same to be used by said officers; to provide for the appointment of accountants by the state auditor to make said audits; to provide for the salaries for said accountants; and to repeal said original sections.

LEGISLATIVE BILL NO. 311. By Diers.

A Bill for an Act to amend Section 77-2506, Compiled Statutes of Nebraska, 1929, as amended by Section 3, Chapter 152, Session Laws of Nebraska, 1935, relating to revenue; to prescribe legal investments for funds in the hands of the county treasurer; and to repeal said original section, as amended.

LEGISLATIVE BILL NO. 312. By Neubauer, Cady, Howard, Frost, Brodecky, Carsten, Carlson, Ernest A. Adams, Roy W. Johnson, Norton.

A Bill for an Act to amend Section 37-101, C. S. Supp., 1933; to amend Sections 37-201, 37-211 and 37-213, Compiled Statutes of Nebraska, 1929; to amend Sections 37-301 and 37-302, C. S. Supp., 1933; to amend Section 37-303, Compiled Statutes of Nebraska, 1929; to amend Sections 37-304 and 37-305, C. S. Supp., 1933; to amend Sections 37-308, 37-309 and 37-501, Compiled Statutes of Nebraska, 1929; to amend Section 37-505, C. S. Supp., 1933; to amend Sections 37-511, 37-513, 37-604 and 37-605, Compiled Statutes of Nebraska, 1929; to amend Section 37-610, C. S. Supp., 1933; and to amend Section 37-706, Compiled Statutes of Nebraska, 1929, relating to game and fish and hunting and fishing; to provide penalties for the violation thereof; and to repeal said original sections.

LEGISLATIVE BILL NO. 313. By Tvrdik, Carl H. Peterson.

A Bill for an Act to amend Section 66-411, C. S. Supp., 1933, relating to the gasoline highway fund; to provide for the allocation thereof so that thirty per cent of the amount so transferred by the State Treasurer to the several county treasurers shall be credited to the road fund of incorporated cities and villages; to provide that two-thirds of said thirty per cent so transferred shall be available for cleaning, maintaining and repairing streets and boulevards within said cities or villages; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 314. By Walter R. Johnson.

A Bill for an Act to amend Section 79-2721, C. S. Supp., 1933; to amend Sections 79-2722 and 79-2726, Compiled Statutes of Nebraska, 1929, relating to schools; to provide that the limit on the aggregate school tax levy in school districts in metropolitan cities for the general operation of schools shall not in any one year exceed ten and one-fourth mills on the dollar of actual valuation of all the property in said school district subject to taxation with the specific exceptions that an additional levy in any one year solely for the purpose of funding and servicing existing bonded indebtedness not exceeding four mills upon the dollar of said actual valuation, may be made and that an additional levy of three-fourths a mill in any one year may be levied for "The Building Fund"; to provide that no bonds other than refunding bonds shall ever be issued hereafter by said school districts for any purpose; to render officers of such school districts personally liable to the school district or to any bondholder for failure to budget or levy otherwise than as provided herein; to repeal said original sections; to repeal Section 79-2724, Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 315. By Cady.

A Bill for an Act relating to motor vehicles; to amend Section 1, Chapter 132, Laws of Nebraska, 1935 (60-302, C. S. Supp., 1935) relating to registration of motor vehicles; to provide that vehicles moved on their own wheels for the purpose of exchange or sale, delivery or storage need not be registered or licensed under said section; and to repeal said original section.

LEGISLATIVE BILL NO. 316. By Armstrong.

A Bill for an Act to amend Sections 8-302 and 8-311, Compiled Statutes of Nebraska, 1929, relating to banks and banking; to determine and fix the amount of investment stock in a building and loan association to be held by any one person; to fix and determine the number of shares in any building and loan association to be voted in person or by proxy by a member; to authorize any association to increase its contingent loss or reserve fund from its net earnings; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 317. By Worthing.

A Bill for an Act relating to liquors; prohibiting licensees from transporting or importing into this state, purchasing, receiving, possessing, and selling alcoholic liquor manufactured or bottled in any state, the laws, rules, or regulations of which discriminate against the alcoholic liquor manufactured in this state or against those selling or dealing therein; defining discriminatory laws; prescribing the duties of the Attorney General with respect to determining and certifying the existence of the discriminations and providing for an appeal from his finding; prescribing the duties of the Nebraska Liquor Control Commission with respect to the enforcement of this Act; and providing for the revocation of licenses for a violation of this Act.

LEGISLATIVE BILL NO. 318. By Hall.

A Bill for an Act to amend Section 70-706, C. S. Supp., 1933, relating to public power and irrigation districts; to provide for the integration of the electric power systems of said districts, and for the establishment of a board or committee to manage such integrated systems; to prescribe the powers and duties of said board or committee; and to repeal said original section.

LEGISLATIVE BILL NO. 319. By Hall.

A Bill for an Act relating to banks and banking; to provide for the levy and collection of assessments upon banks, organized under the laws of this state, and upon trust companies, building and loan associations, installment investment companies and cooperative credit associations organized under the laws of this state or authorized to do business in this state, to be used for the payment of salaries and expenses of examiners and examiners' helpers, and such sum, if any, as may be required in excess of the amount appropriated for the Department of Banking for the payment of salaries and expenses of the Superintendent of Banks, his Deputies, Attorneys and Assistants; to provide for the payment of such assessments to the State Treasurer to be placed in a separate fund; to repeal Section (a) 8-109, C. S. Supp., 1933; to repeal Section (b) 8-109, C. S. Supp., 1933; and to declare an emergency.

LEGISLATIVE BILL NO. 320. By Committee on Appropriations.

A Bill for an Act relating to state institutions; specifically to reappropriate the sum of $57,633.40, the unexpended balance estimated in the Prison Industry Equipment Fund, to the uses and purposes of the Prison Industry Equipment and Housing Fund; to make said money reappropriated immediately available for the uses and purposes of this Act; and to declare an emergency.

LEGISLATIVE BILL NO. 321. By Committee on Appropriations.

A Bill for an Act to amend Section 2, Chapter 183, Session Laws of Nebraska, 1935, relating to state institutions; to empower the Board of Control to exchange prison made goods of this state for prison made goods of other states; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 322. By Wells, Strong, McMahon.

A Bill for an Act relating to soldiers and sailors; to provide for contributions to the Board of Control from inmates of the Nebraska Soldiers' and Sailors' Home with pensions for their mainteance; to repeal Section 80-305, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 323. By McMahon, Brady, Tvrdik.

A Bill for an Act to amend Section 83-504, Compiled Statutes of Nebraska, 1929, relating to the Nebraska Home for Dependent Children; to provide that the Board of Control may provide for the maintenance of dependent children therein in private families or boarding homes; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 324. By Strong, Brady, Brandt.

A Bill for an Act to amend Section 83-755, Compiled Statutes of Nebraska, 1929, as amended by Section 3, Chapter 185, Session Laws of Nebraska, 1935, relating to state institutions; to provide that the grounds and the buildings of the Milford Soldiers' and Sailors' Home shall be known and designated under the name and style of "Milford state hospital"; to provide that said hospital shall be employed and used by the state of Nebraska under the direction of the Board of Control for a hospital for the treatment of mental diseases; to prescribe rules and regulations concerning commitments and transfers thereto; to repeal said original section, as amended; and to declare an emergency.

LEGISLATIVE BILL NO. 325. By Tvrdik, Brady, Carl H. Peterson, Brandt, Wells.

A Bill for an Act to establish the Genoa State Farm as a state institution; to prescribe its functions under the Board of Control; and to declare an emergency.

LEGISLATIVE BILL NO. 326. By Strong, Brady, Brandt.

A Bill for an Act relating to soldiers and sailors; to provide that the Board of Control shall discontinue the Milford Branch of the Soldiers' and Sailors' Home on and after July 1, 1937; to repeal Section 80-306, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 327. By Committee on Appropriations.

A Bill for an Act to amend Section 2, Chapter 183, Session Laws of Nebraska, 1935, relating to state institutions; to provide that the supervision of the automobile license plate factory, the sign factory and the handcraft furniture factory now in operation at the State Penitentiary and the State Reformatory for Men shall be combined and merged with the State-Use System of Prison Employment under the administration of the Board of Control; to reappropriate all unexpended balances in funds now credited to said activity to the Nebraska State-Use System of Prison Employment Fund; to provide that sums reappropriated shall be immediately available; to reappropriate all unexpended balances in the Nebraska State-Use System of Prison Employment Fund at the end of the present biennium for the uses and purposes of said fund during the biennium ending June 30, 1939; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 328. By John Adams, Jr., McMahon.

A Bill for an Act relating to civil rights; to provide that no discrimination shall be made in the issuance of policies of any type of insurance; to provide that no company, agent, solicitor or broker shall make any contract of insurance, or agreement as to such contract other than is plainly specified in the policy thereon; and to provide penalties for the violation thereof.

LEGISLATIVE BILL NO. 329. By Committee on Appropriations.

A Bill for an Act to reappropriate the sum of fifty thousand dollars out of the Board of Control maintenance fund for the biennium ending June 30, 1939, for the purpose of establishing a revolving fund to be used by the Board of Control to make quantity purchases of materials and supplies for the various state institutions; and to declare an emergency.

LEGISLATIVE BILL NO. 330. By Committee on Appropriations.

A Bill for an Act to amend Section 83-109, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 185, Session Laws of Nebraska, 1935; to amend Section 83-111, Compiled Statutes of Nebraska, 1929, as amended by Section 2, Chapter 185, Session Laws of Nebraska, 1935, relating to state institutions; to enumerate the state institutions under the general oversight of the Board of Control; to name, to provide for the appointment, removal and reinstatement of the several officers stationed at each said state institution; to repeal said original sections as amended; and to declare an emergency.

LEGISLATIVE BILL NO. 331. By Brandt.

A Bill for an Act relating to labor; to provide for the payment by employers of wages twice each calendar month; and to provide a penalty for the violation thereof.

LEGISLATIVE BILL NO. 332. By McMahon.

A Bill for an Act relating to pensions for retired and disabled officers and members and dependents of deceased officers and members of the paid police department in cities of the metropolitan class; fixing the eligibility for and amounts of such pensions; providing for the creation of a pension fund for the payment of such pensions and of a Board of Trustees to administer such pension fund; fixing rules of eligibility for and providing the terms of office and method of the election or appointment of the members of said Board and of filling vacanices therein; providing for the transfer to such pension fund of all assets of any existing police relief and pension fund and for the payment out of said pension fund of all pensions accruing prior to the effective date of this Act; providing for an annual special mill levy to be certified by the City Council in all such cities and for the taxation of all property in such cities to provide additional funds for the payment of such pensions; providing for compulsory contributions to said pension fund by active officers and members of such police departments and for further accretions to said fund from various named sources; empowering said Board of Trustees to receive such accretions to said Fund; fixing and defining the powers, duties and methods of procedure of said Board in considering and determining applications for pensions or other benefits under this Act and providing a method of appeal from the decisions of said Board; fixing the compensation of the members of said Board; providing that payments of compensation made by such cities to officers and members of such police departments under the provisions of any Workmen's Compensation Act shall be credited against any pension or disability benefits accruing under this Act; providing for the repeal of Sections 14-610, 14-611, 14-612, 14-613, 14-614, 14-615, 14-616, 14-617, 14-618, and 14-619, Compiled Statutes of Nebraska for 1929 and all other acts and parts of acts in conflict herewith; and to declare an emergency.

LEGISLATIVE BILL NO. 333. By McMahon.

A Bill for an Act to amend Section 14-610, Compiled Statutes of Nebraska for 1929, relating to the police relief and pension fund of cities of the metropolitan class; to provide for the creation of a police relief and pension fund and accretions to said fund from various named sources; to provide for an annual special mill levy to be certified by the City Council in all such cities and for the taxation of all property in such cities to provide additional funds for such police relief and pension fund; to repeal said original section 14-610, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 334. By Hall, Dunn, Carl H. Peterson, Brandt.

A Bill for an Act relating to revenue: Creating a fund to be known as the State Building Fund to consist of the proceeds of an annual tax of one-half of a mill on the dollar valuation of the grand assessment roll of the state; provided for the separation of said fund and the allocation thereof on a percentage basis to the use of the respective institutions which are under the general control of the Board of Control, of the Board of Regents and of the Board of Education of the State Normal Schools, to be expended by said Boards, respectively, for the purchase of lands, construction of new buildings and for permanent improvements; providing for the acceptance of and assent to the Acts of Congress which offer, by way of grants, aid to the state for agencies of the state government in aid of construction for use of state institutions and authorizing the State Treasurer to receive grants of money appropriated by Congress and to pay warrants drawn by the Auditor of Public Accounts upon certificates or vouchers presented by said expending agencies in accordance with the terms and conditions specified by the Acts of Congress, and to declare an emergency.

LEGISLATIVE BILL NO. 335. By Armstrong, Carsten, Carl H. Peterson, John B. Peterson, Cady, Reynolds.

A Bill for an Act relating to bridges, to provide for the purchase, construction and maintenance of bridges over streams on the boundary lines of the State of Nebraska.

LEGISLATIVE BILL NO. 336. By Armstrong.

A Bill for an Act relating to civil procedure; to proceedings for the replevin or recovery of possession of specific personal property; to pleadings and answer in such cases; to issue, verdict and judgment in such cases; to amend Sections 20-10,105, 20-10,102, 20-10,103, 20-10,104, 20-10,106, 21-1509, 21-1510 and 21-1511, Compiled Statutes, Nebraska, 1929; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 337. By Regan.

A Bill for an Act relating to insurance; to amend Section 44-204, Compiled Statutes of Nebraska for 1929; to repeal said original section and to declare an emergency.

LEGISLATIVE BILL NO. 338. By Dunn.

A Bill for an Act to permit Sven S. Cronwell to file suit against the state of Nebraska in the district court of Lancaster County, Nebraska, for the purpose of having a fair and impartial adjudication of his claim for damages in tort for personal injuries and property damage sustained by him on June 9, 1936, when an automobile in which he was riding precipitated into a deep, unguarded and unlighted hole and bridge in State Highway No. U. S. 138 at a point about three miles west of the city of Big Springs, Nebraska; to provide for the waiver of sovereignty on the part of the state of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages against the state of Nebraska in the premises, if any there be; to waive the defense of the statute of limitations on behalf of said state; and to declare an emergency.

LEGISLATIVE BILL NO. 339. By Haycock, Armstrong.

A Bill for an Act to amend Section 9-106, Compiled Statutes of Nebraska, 1929, relating to bastards; to provide that after a period of six months from the time defendant shall have been committed for failure to give security to comply with the court's order, said defendant shall, upon a sufficient showing that he is unable to give such security be released; to provide that said defendant may be recommitted upon a showing that he is able to furnish security or make payments, but refused to do so; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 340. By Frost, Neubauer, Roy W. Johnson, Brodecky, Howard, Cady, Knickrehm, Ernest A. Adams.

A Bill for an Act relating to agriculture; to provide for the carrying on of experiments pertaining to growing finished feeds under irrigation for livestock; to provide for the establishing of a station of the Agricultural Experiment Station of the University of Nebraska, within the limits of Valley County, Nebraska, where various experiments in growing finished feeds under irrigation for livestock shall be conducted; to appropriate twenty thousand dollars, or so much thereof as may be necessary for the carrying on of this work; empowering the Board of Regents of the University of Nebraska to enforce the provisions of this Act; and to declare an emergency.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 244. By Carl H. Peterson, John B. Peterson, Gantz, Carsten, Haycock.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 245. By Norton, Cady.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 246. By Norton, Cady.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 247. By Norton, Cady.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 248. By Armstrong, Slepicka.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 249. By Carsten.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 250. By Norton, Armstrong, Von Seggern, Gantz, Murphy, Ashmore.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 251. By Norton.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 252. By Norton.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 253. By Nuernberger (By request)

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 254. By R. W. Johnson.

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 255. By R. W. Johnson.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 256. By Gantz, Diers.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 257. By Cady, Von Seggern.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 258. By Committee on Appropriations.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 259. By Brady.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 260. By Neubauer, Carpenter, Wells.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 261. By Thomas.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 262. By Hall.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 263. By Hall, Worthing, R. W. Johnson.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 264. By Carpenter (By request)

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 265. By Worthing.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 266. By Brodecky, Norton.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 267. By Armstrong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 268. By Armstrong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 269. By Armstrong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 270. By Cady, Wells, Ashmore, Neubauer, Armstrong (By request)

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 271. By Cady, Wells, Ashmore, Neubauer, Armstrong (By request)

Referred to Committee on Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 272. By Murphy.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 273. By Murphy.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 274. By John B. Peterson.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 275. By John B. Peterson.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 276. **By Diers.**

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 277. **By Diers.**

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 278. **By Diers.**

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 279. **By Frost, Miller, Dafoe, Ernest A. Adams, Brandt.**

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 280. **By Frost, Miller, Dafoe, Ernest A. Adams, Brandt.**

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 281. **By Frost, Miller, Ernest A. Adams, Brandt, Dafoe.**

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 282. **By Dunn.**

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 283. **By Dunn.**

Referred to Committee on Banking and Insurance.

APPROVED BY GOVERNOR

February 11th, 1937.

To the Honorable Walter H. Jurgensen
President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill number 2.

Respectfully,
(Signed) THEO M. OSTERMAN
Secretary to the Governor

BILLS ON THIRD READING

The following bill was read the third time and put upon passage:

LEGISLATIVE BILL NO. 4. (With emergency clause)

A Bill for an Act to amend Sections 20-21,159 and 20-21,161, C. S. Supp., 1933, as amended by Chapter 41 of the Sessions Laws of Nebraska for the year 1935, relating to emergency relief for debtors on notes secured by real estate mortgages, deeds of trust or land sale contracts, for the relief for owners of real estate encumbered thereby; and for the relief of owners of real estate whose property is the subject of foreclosure for tax liens and tax sale certificates thereon; to grant and declare a moratorium in actions for the enforcement thereof; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Haycock
Howard
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 3:

Johnson, R. W.
Pizer
Thomas

Absent and not voting, 3:

Hall
McMahon
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATION OF VOTES

I vote for Legislative Bill No. 4 as amended only for the purpose of including the emergency clause, thereby making it possible for mortgage debtors to avail themselves of its benefits, if any, before the expiration of the present moratorium.

(Signed) ROBT. M. ARMSTRONG.

I believe L. B. No. 4 is unconstitutional as now drawn, but in order to give the bill the emergency clause, I vote aye.

(Signed) CHARLES A. DAFOE.

SELECT FILE

LEGISLATIVE BILL NO. 23. Re-referred to Committee on Enrollment and Review, for engrossment.

LEGISLATIVE FILE

The report of Committee of the Whole for the twenty-sixth day was adopted.

LEGISLATIVE BILL NO. 84. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 81. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 86. Laid over. Retains place on file.

MEMORIAL PROGRAM

At 11:30 A. M. a short recess was declared and an appropriate program, under the direction of the Chaplain, was rendered commemorating the birth of Abraham Lincoln.

At 12:05 P. M. on motion of Mr. Regan, the Legislature adjourned until 10:00 A. M. Monday.

HUGO F. SRB,
Clerk of the Legislature.

THIRTIETH DAY

Legislative Chamber,

Lincoln, Nebraska, February 15, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Twenty-ninth Day was approved as corrected.

STATEMENT FOR JOURNAL

Mr. President: I would like to have the Journal show that had I been present, I would have voted aye on L. B. No. 4, on Friday February 12th, the day I was excused.

(Signed) JOHN D. REYNOLDS.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Hall, Mr. Howard, two, Mr. Brandt, two, Mr. Von Seggern, Mr. Regan, two, Mr. Carl H. Peterson, Mr. Reynolds, Mr. Nuernberger, Mr. R. W. Johnson, Mr. Strong, Mr. Carlson, Mr. Gantz; all opposing the "Itinerant Merchant" bill; Mr. Regan, Mr. Brodecky and Mr. Pizer, favoring L. B. No. 127 to license painters; Mr. Jurgensen, opposing the Child Labor Amendment; Mr. Pizer, favoring L. B. 25, 138 and 208, and opposing L. B. 51; Mr. Hall, opposing L. B. 50, 51 and 54; Mr. Regan approving the cooperation by the Nebraska Planning Board with the Water Conservation Program; Mr. Carlson approving refund on money paid by counties for care of insane.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

L. B. No. 136, Wednesday, March 10, 1937, 2:00 P. M.

Appropriations

L. B. No. 110, Friday, February 19, 1937, 2:00 P. M.
L. B. No. 220, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 221, Wednesday, February 24, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 4. Correctly enrolled.
LEGISLATIVE BILL NO. 23. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Judiciary.

LEGISLATIVE BILL NO. 30. Indefinitely postponed.

LEGISLATIVE BILL NO. 101. Placed on General File with amendments:

Section 1, Lines 5 and 6 of the printed bill, strike out the new matter, and after the word "copies" in line 10 insert the following: "Two complete sets of supreme court reports and two volumes of all subsequent reports shall be furnished to the Nebraska workmen's compensation court by the state librarian."

Strike the words "printed copies thereof to each judge of" in line 3 of the title of the printed bill, and insert in lieu thereof the following: "two complete sets of supreme court reports and two volumes of subsequent reports to".

LEGISLATIVE BILL NO. 122. Placed on General File with amendment:

Section 1, Line 39, of the printed bill, strike out the word "paid" and substitute therefor the word "charged".

LEGISLATIVE BILL NO. 124. Placed on General File.

(Signed) AMOS THOMAS, Chairman.

Judiciary

LEGISLATIVE BILL NO. 1. Placed on General File with amendments:

Standing Committee Amendments to L. B. No. 1:

Section 1. Strike all of Section 1 and insert in lieu thereof the following:

Sec. 1. Any interest due on any delinquent general tax (general real property tax or personal tax), delinquent on or prior to the day on which this act becomes a law shall be remitted and cancelled and need not be paid in event, but only in event, the original amount of such tax be paid on or before December 31, 1938, with interest thereon at the rate of seven (7) per cent from the date on which this act becomes a law until such payment is made. Proceedings for the collection, and the collection, of such taxes whether instituted prior to or after the date when this act becomes a law shall not be affected by this section in any manner, except that any delinquent taxpayer whose general real property or personal tax is delinquent on or prior to the date when this act becomes a law may, during the interim herein specified, pay the original amount of such delinquent taxes with interest as aforesaid and, during such interim, any purchaser at tax sale for such delinquent taxes may pay the original amount of such delinquent taxes with interest as aforesaid; provided, this section shall not apply to tax sales made or transferred to purchasers other than political or governmental subdivisions of this state prior to the day on which this act becomes a law.

Section 2. Strike all of section 2 except "Sec. 2.", line 1.

Section 27. Strike Section 27 and insert all of said section in lieu of section 2 after "sec. 2." with the following amendments:

Line 2 insert after "1933", the words "and said section".

Line 26 insert after "delinquent" a period.

Strike all beginning with "until" and to "all", line 32.

Line 40 strike all after "provided," to end, and insert in lieu thereof the following:

"Any interest due on any delinquent general tax (general real property tax or personal tax), delinquent on or prior to the day on which this act becomes a law shall be remitted and cancelled and need not be paid in event, but only in event, the original amount of such tax be paid on or before December 31, 1938, with interest thereon at the rate of of seven (7) per cent from the date on which this act becomes a law until such payment is made. Proceedings for the collection, and the collection, of such taxes whether instituted prior to or after the date when this act becomes a law shall not be affected by this section in any manner, except that any delinquent taxpayer whose general real property or personal tax is delinquent on or prior to the date when this act becomes a law, may, during the interim herein specified, pay the original amount of such delinquent taxes with interest as aforesaid and, during such interim, any purchaser at tax sale for such delinquent taxes may pay the original amount of such delinquent taxes with interest as aforesaid; provided, this proviso shall not apply to tax sales made or transferred to purchasers other than political or governmental subdivisions of this state prior to the day on which this act becomes a law."

Section 4. Line 32 insert "sections 1 and 2' in lieu of "section 1".

Section 6. Line 8 insert "sections 1 and 2" in lieu of "section 2".

Section 7. Line 25 insert "sections 1 and 2" in lieu of "section 1".

Section 10. Line 10 insert "sections 1 and 2" in lieu of "section 1".

Section 11. Line 14 insert "sections 1 and 2" in lieu of "section 1".

Line 11 strike "threeon" and insert "thereon".

Section 12. Line 9 insert "sections 1 and 2" in lieu of "section 1".

Section 13. Line 17 insert "sections 1 and 2" in lieu of "section 1".

Section 15. Line 87 insert "sections 1 and 2" in lieu of "section 1".

Section 16. Line 11 insert "sections 1 and 2" in lieu of "section 1".

Section 17. Line 37 insert "sections 1 and 2" in lieu of "section 1".

Section 18. Line 52 insert "sections 1 and 2" in lieu of "section 1".

Section 19. Line 17 insert "sections 1 and 2" in lieu of "section 1".

Section 20. Line 19 insert "sections 1 and 2" in lieu of "section 1".

Section 22. Line 32 insert "sections 1 and" in lieu of "section".

Section 23. Line 7 insert "sections 1 and 2" in lieu of "section 1".

Section 24. Line 14 insert "sections 1 and 2" in lieu of "section 1".

Section 25. Line 16 insert "sections 1 and 2" in lieu of "section 1".

Section 26. Line 26 strike all of lines 26 and 27 and all of line 28 to "that".

Line 29 insert "sections 1 and 2" in lieu of "section 1".

Section 28. Insert this section in lieu of "section 27" which was inserted in lieu of "section 2".

Renumber "27".

Line 2 insert "and said section" after "1933,".

Insert in lieu of "section 28" the following:

"Sec. 28. That Section 77-2020 Compiled Statutes, Nebraska, Supplement, 1933, be amended to read as follows:

77-2020. The owner or occupant of any land sold for taxes or any person having a lien thereupon or interest therein, may redeem the same at any time before the delivery of tax deed by the county treasurer by paying the county treasurer, for the use of such purchaser, his heirs or assigns, the sum mentioned in his certificate, with interest thereon at the rate of nine per cent per annum from the date of purchase to date of redemption, together with all other taxes subsequently paid, whether for any year or years previous or subsequent to said sale, and interest thereon at the same rate from date of such payment to date or redemption in the sales book, and give a receipt therefor to the person redeeming the same, for which he may charge a fee of fifteen cents, and the county treasurer shall send written notice of redemption, by registered mail, to the holder of the county treasurer's certificate of tax sale, provided the post-office address of the holder of the certificate is filed in the office of the treasurer. The redemption money shall be paid to, or upon, the order of the holder on return of the certificate. The lands of minors, or any interest they may have in any lands sold for taxes, may be redeemed at any time during the time of redemption above described or at any time before such minor becomes of age and during two years thereafter; and the lands of idiots or insane persons so sold, or any interest they may have therein, may be redeemed at any time within five years after such sale. Any redemption made shall inure to the benefit of the person having the legal or equitable title to the property redeemed, subject to the right of the person making the same to be riembursed by the person benefited: **Provided, that the provisions of this section shall be subject to the provisions of sections 1 and 2 of this act.**

"Sec. 29. That Section 77-2021, Compiled Statutes, Nebraska, 1929, be amended to read as follows:

77-2021. If any purchaser of real estate sold for taxes under the provisions of this chapter shall suffer the same to be again sold for taxes, before the expiration of the last day of the second annual sale thereafter, such purchaser shall not be entitled to a deed for such real property until the expiration of a like term from the date of the second sale, during which time the land shall be subject to redemption upon the terms and conditions prescribed in this chapter. Any person claiming an undivided part of any land sold for taxes may redeem the same on paying such proportion of the purchase money, interest, costs and subsequent taxes as he shall claim of the land sold. The owner or occupant of a divided part of any land sold for taxes, or any person having a lien thereon or interest therein, may redeem the same by paying the taxes separately assessed against such divided part together with interest, costs and subsequent taxes;

and if no taxes have been separately assessed against such divided part, then it shall be the duty of the county assessor, upon demand of said owner or lien holder, or upon the demand of the county treasurer, to assess said divided part and to certify said assessment to the county treasurer, and thereupon said owner or lien holder of said divided part, may redeem said divided part, upon the payment to the treasurer, of such sum so assessed, together with interest thereon, costs and subsequent taxes. The treasurer shall make a proper entry of such partial redemption in his sale book, and no deed thereafter given shall convey a greater interest than that remaining unredeemed: **Provided, that the provisions of this section shall be subject to the provisions of sections 1 and 2 of this act."**

Section 29. Renumber this and following sections, this to be "Sec. 30" and so forth.

Line 9 insert "so consolidated" after "taxes".

Section 33. Line 16 insert "sections 1 and 2" in lieu of "section 1".

Line 10 strike **"ten"** and insert **"7"**.

Section 34. Line 29 insert "sections 1 and 2" in lieu of "section 1".

Section 35. Line 10 insert "sections 1 and 2" in lieu of "section 1".

Section 36. Line 8 insert "sections 1 and 2" in lieu of "section 1".

Section 37. Line 18 insert "sections 1 and 2" in lieu of "section 1".

Section 38. Line 56 insert "sections 1 and 2" in lieu of "section 1".

Section 39. Line 3 insert "77-2021," after "77-2018,".

Line 6 insert "77-2020," after "77-2004,".

Line 8 insert "and said sections" after "1933,".

Title. Line 1 strike all after "the" to and including "thereto;" in line 5 and insert in lieu thereof the following: "cancellation of interest on general real property and personal taxes delinquent when this act becomes a law to said date, if payment of such taxes with interest thereon from said date is made on or before December 31, 1938; to provide for the collection of such taxes;"

Line 13 insert after "1933,", "and said sections".

Line 15 insert after "1929,", "and said section".

Line 15 correct spelling of "section".

Line 16 strike all after "1935" to and including "1935" in line 17 and insert the words so stricken after "sections," in line 17.

Line 8 insert "77-2021," after "77-2018,".

Line 10 insert "77-2020" after "77-2004,".

RESOLUTIONS

Resolution Appreciating Omaha's Entertainment of the Legislature. Offered by W. F. Haycock and W. H. Diers.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That this Legislature extend a vote of thanks to the city of Omaha, Nebraska in general, and to the Burlington Railroad, the Chamber of Commerce of that city, the Union Stockyards Company of South Omaha, Ak-Sar-Ben and the Omaha hotels for the day of splendid entertainment which they so generously provided to the members of this Legislature on Saturday, February 13, 1937.

2. That a copy of this Resolution, suitably engrossed, be forwarded to the Omaha Chamber of Commerce and to the other organizations mentioned in the preceding paragraph, so that all of them may know that their efforts to make our Omaha visit a pleasant one, were sincerely appreciated.

The rules were suspended and the resolution adopted.

RESOLUTION

Memorializing the Congress and the President of the United States to Enact a Federal Anti Lynch Law.

Introduced by John Adams, Jr., of Douglas.

WHEREAS, there is now pending before the Judiciary Committee of the Senate of the United States a Federal Anti Lynch Bill for the prevention of lynching and mob violence in the United States of America and its territories,

WHEREAS, there have been over 5000 lynchings in the United States in the last fifty years and only five convictions,

WHEREAS, it is contrary to the constitutional provision that "no person shall be deprived of life, liberty or property without due process of law", and

WHEREAS, lynching is inhuman, barbaric and uncivilized and a reflection upon the people of this great nation,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA ASSEMBLED:

1. That this Legislature does most earnestly petition and memorialize the Congress and the President of the United States to enact a Federal Anti Lynch Law for the prevention of lynching in this Nation.

2. That the Chief Clerk of this Legislature be instructed and directed forthwith to forward a copy of this Resolution properly authenticated and suitably engrossed to the President of the United States, to the Vice President, to each of the Senators and Representatives representing this State in the National Congress and to the Secretary of the Judiciary Committee of the Senate.

The resolution was laid over one day.

RESOLUTION

Expressing Assent of the Legislature of the State of Nebraska to the Provisions and Purpose of the Act Approved June 29, 1935 (Public No. 182-74th Congress), Concerning

Agricultural Research.

Introduced by C. J. Warner, Frank J. Brady, R. C. Regan.

WHEREAS, There has been enacted by the Senate and House of Representatives of the United States of America in Congress assembled, "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges," approved June 29, 1935, (Public No. 182-74th Congress), and

WHEREAS, the Provisions of the Act and the purpose of the grants of money authorized by the Act are made subject to the legislative assent of the several States and Territories,

THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA that its assent, required by the said Act, be and the same is hereby given.

The resolution was laid over one day.

Mr. Slepicka called up his resolution designating the American Elm as the State Tree, and moved its adoption.

The motion prevailed and said resolution was adopted.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 341. By Comstock.

A Bill for an Act relating to revenue; to provide for the issuance of permits to distributors of motion pictures and film products within the state of Nebraska by the Nebraska State Railway Commission; to prescribe the annual permit fees to be paid by said distributors; to regulate the purchase of motion pictures and film products by exhibitors from distributors; to define terms used herein; to provide that the permit fees charged to and collected from distributors shall be deemed occupation taxes and not license moneys and shall inure to the State Assistance Fund with the cost of administration deducted; to provide penalties for the violation of this Act; and to declare an emergency.

LEGISLATIVE BILL NO. 342. By Comstock (By request)

A Bill for an Act to amend Section 38, Chapter 116, Session Laws of Nebraska, 1935, relating to liquors;to provide that no alcoholic liquors shall be sold by any retail licensee to any person who does not hold a purchaser's permit; to provide for the issuance and the revocation of said permits and the fee therefor; to provide for the allocation and distribution of such fees; to provide penalties for the violation thereof; and to repeal said original section.

LEGISLATIVE BILL NO. 343. By Haycock.

A Bill for an Act relating to revenue; to provide for the cancellation of interest on special taxes and assessments and delinquent installments of special taxes and assessments delinquent when this act becomes a law to the date when this act becomes a law if payment of such delinquent special taxes and assessments or installments thereof with interest thereon from said date is made on or before December 31, 1938; to provide for the collection of said taxes; and to declare an emergency.

LEGISLATIVE BILL NO. 344. By Committee on Public Health and Miscellaneous Subjects (By request).

A Bill for an Act to amend Section 71-2101 and Section 71-2111 Compiled Statutes of Nebraska for 1929, relating to the practice of Cosmetology and Board of Examiners; to provide for the regulation and licensing of the practice of Cosmetology, to define its practice, to define operators, junior operators, instructors, managers and students; to prescribe the qualifications of persons entitled to registration to practice Cosmetology as operators, junior operators, manicurists, instructors, and managers, to fix fees for registration thereof and the annual renewal thereof; to provide for regulation and licensing of schools of Cosmetology; to fix fees for registration of such schools and for the annual renewal thereof; to provide penalties for the violation of the provisions of the act and amendatory provisions thereof and to prescribe the procedure for caryying out the provisions of the act; to repeal said original sections 71-2101 and 71-2111, Compiled Statutes of Nebraska for 1929; and to repeal Sections 71-2102, 71-2103, 71-2104, 71-2105, 71-2106, 71-2107, 71-2108, 71-2109, 71-2100, and 71-2112 Compiled Statutes of Nebraska for 1929.

LEGISLATIVE BILL NO. 345. By McMahon, Miller.

A Bill for an Act relating to foods; to provide for the public health and safety by requiring operators of places where food is prepared for human consumption to be consumed on the premises to secure upon written application to the Director of Health a permit therefor; to provide regulations, restrictions and conditions under which food may be prepared and sold for consumption therein; to provide for the administration and for the distribution of the moneys arising under this Act; to amend Sections 41-104, 41-105, 41-106, 41-108, 41-109, 41-110, 41-111, 41-112, 41-114 and 41-115, Compiled Statutes of Nebraska, 1929; to provide penalties for the violation of the provisions of this Act; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 346. By Walter R. Johnson.

A Bill for an Act relating to partnerships; to provide for the formation of limited partnerships; to prescribe procedure therefor; to enumerate the types of businesses that may be operated thereunder; to provide the rights, powers and liabilities of special and general partners; to provide procedure for the dissolution of such partnerships; to provide for the distribution of assets; to provide for the filing, cancellation and amending certificates of limited partnership; to provide that this Act shall be known as the "Uniform Limited Partnership Act;" to provide rules of construction for interpreting the provisions of said Act; to provide that existing limited partnerships shall continue to be governed by Sections 67-104 to 67-128, inclusive, Compiled Statutes of Nebraska, 1929; to provide procedure for the change of existing limited partnerships to limited partnerships provided for in this Act; to provide saving and validity clauses; to repeal Section 67-104, 67-105, 67-106, 67-107, 67-108, 67-109, 67-110, 67-111, 67-112, 67-113, 67-114, 67-115, 67-116, 67-117, 67-118, 67-119, 67-120, 67-121, 67-122, 67-123, 67-124, 67-125, 67-126 and 67-127, Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 347. By Thomas.

A Bill for an Act to amend Section 42-201, Compiled Statutes of Nebraska, 1929, relating to husband and wife; to provide that the property of a married woman shall be liable for the necessaries of life furnished said married woman, her husband or family; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 348. By McMahon.

A Bill for an Act to amend Section 66-401, Compiled Statutes of Nebraska for 1929, and Section 66-402 and Section 66-403, C. S. Supp. for 1933 to the Compiled Statutes of Nebraska for 1929, relating to the tax upon sales of motor vehicle fuels; amending said sections to exclude from the operation of said sections cities and villages in the state of Nebraska; to repeal said original Section 66-401, Compiled Statutes of Nebraska for 1929, and Section 66-402 and Section 66-403, C. S. Supp for 1933 to the Compiled Statutes of Nebraska for 1929.

LEGISLATIVE BILL NO. 349. By Dafoe.

A Bill for an Act to amend Section 27-502, C. S. Supp., 1935; to amend Section 27-505, Compiled Statutes of Nebraska, 1929; to amend Section 27-506, C. S. Supp., 1935; to amend Section 27-507, Compiled Statutes of Nebraska, 1929; to amend Section 27-512, Compiled Statutes of Nebraska, 1929; to amend Section 27-513, Compiled Statutes of Nebraska, 1929; to amend Section 27-514, Compiled Statutes of Nebraska, 1929; to amend Section 27-524, Compiled Statutes of Nebraska, 1929; to amend Section 27-529, Compiled Statutes of Nebraska, 1929; and to amend Section 27-530, Compiled Statutes of Nebraska, 1929; relating to the county court; to dispense with the present distinction between "term" and "justice" cases in said court; to provide return days for process and answer and reply days for proceedings; to provide for the interchange of county judges; and to repeal said original sections.

LEGISLATIVE BILL NO. 350. By Dunn.

A Bill for an Act to amend Sections 15-110, 16-105, 32-213, 32-215, 32-216, 32-217, 21-1805, 21-1807 Compiled Statutes of Nebraska for 1929, to substitute the Municipal Courts of metropolitan cities and cities of the first class for justices of the peace within justice of the peace districts in which such cities are located; to make such municipal courts the successor in office of such justices of the peace within said districts, to provide for the election of judges of such municipal courts by all of the electors in such justice of the peace districts; to amend sections 22-102 and 22-201 Compiled Statutes Supplement 1933, relating to Municipal Courts, and to provide for the jurisdiction of municipal courts; to repeal said original sections and to declare an emergency.

LEGISLATIVE BILL NO. 351. By Dunn.

A Bill for an Act to amend section 22-102 Compiled Statutes Supplement 1933, relating to Municipal Courts, to provide for the election of two judges of the municipal court in cities of the first class having a population of more than 40,000 and less than 100,000, to repeal said original section and to declare an emergency.

LEGISLATIVE BILL NO. 352. By Hall.

A Bill for an Act to amend Section 44-804 C. S. Supp., 1935, relating to life, health and accident insurance and to life, health and accident insurance upon the lives of minors; and to repeal said original section.

LEGISLATIVE BILL NO. 353. By Carpenter (By request)

A Bill for an Act to amend Sections 44-317 and 44-333, Compiled Statutes of Nebraska, 1929, relating to insurance; to limit the salary and compensation of officers, trustees, or directors of domestic mutual insurance companies in the absence of authorization by the policyholders; to provide for such authorization by the policyholders at an annual meeting; to limit the use of proxies given by the policyholders of domestic mutual insurance companies; and to repeal said original sections.

LEGISLATIVE BILL NO. 354. By Gantz.

A Bill for an Act to amend Sections 39-102 and 39-613, Compiled Statutes of Nebraska, 1929, relating to highways and bridges; to provide that county boards shall appropriate and condemn real estate, if necessary, to remove obstructions from view at railroad crossings and crossroads; to regulate and prohibit the growth of hedges and trees along public highways; and to repeal said original sections.

LEGISLATIVE BILL NO. 355. By Gantz.

A Bill for an Act relating to the state of Nebraska; to authorize certain classes of suits against the state; to waive the sovereignty on the part of the state of Nebraska for the prosecution thereof; and to declare an emergency.

LEGISLATIVE BILL NO. 356. By Regan.

A Bill for an Act to amend Section 4, Chapter 152, Laws of Nebraska, 1935, (77-2508, C. S. Supp., 1935) relating to deposits of county funds; to fix the amount of securities to be furnished by depository banks receiving deposits of county funds; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 357. By Worthing.

A Bill for an Act to amend Section 98, Chapter 116, Laws of Nebraska for 1935, (53-398 Compiled Statutes of Nebraska, Supplement for 1935) relating to alcoholic liquors; to regulate the issuing of licenses for the sale of beer within cities, villages and counties; and to repeal said original section.

LEGISLATIVE BILL NO. 358. By Slepicka, Wells, Carsten.

A Bill for an Act relating to deposit of public funds in banks; to establish a service charge for furnishing security for such deposits by depository banks.

LEGISLATIVE BILL NO. 359. By Ashmore (By request)

A Bill for an Act to amend Section 79-1003, Compiled Statutes of Nebraska, 1929, relating to County High School tuition, to provide a tuition levy of one mill to meet payment of the legal rate of high school tuition for pupils attending school in some other high school district and to allow payment to be made across county lines; and to declare an emergency.

LEGISLATIVE BILL NO. 360. By Brandt.

A Bill for an Act relating to alcoholic liquors; to prohibit the sale of beer in containers filled at places other than the brewery where such beer is manufactured.

LEGISLATIVE BILL NO. 361. By Norton.

A Bill for an Act for a resolution to amend Article VIII, Constitution of the State of Nebraska, 1875, and the several amendments thereto, including the amendments proposed by the Constitutional Convention of 1919-1920, and adopted at the special election held on the 21st day of September, 1920, relating to revenue, by adding to said article, section ten, limiting the amount of tax that may be imposed on real estate.

LEGISLATIVE BILL NO. 362. By Norton, Neubauer.

A Bill for an Act to establish a "Soil Conservation Committee for the State of Nebraska" through which agency the State of Nebraska may cooperate with the Soil Conservation program of the Federal Government; to engage in conserving soil resources; to establish a State Soil Conservation Committee; to define its powers and duties; to provide for the creation of soil conservation districts; to define the powers and duties of such districts; to provide for the establishment of a governing body thereof and the selection of members; and to declare an emergency.

LEGISLATIVE BILL NO. 363. By Norton.

A Bill for an Act relating to agriculture; to provide for the conservation, protection, improvement and profitable use of agricultural land resources in the state of Nebraska and for cooperation with the governments and agencies of other states and of the United States pursuant to the provisions of Section 7 of An Act of the Congress of the United States known as the Soil Conservation and Domestic Allotment Act; to assent to and accept the provisions of said act; to constitute and establish the Nebraska Agricultural Conservation and Adjustment Committee, and, in conformity with the provisions of said act, to designate and authorize said committee as the state agency of the state of Nebraska in conformity with such provisions, to formulate, submit to the Secretary of Agriculture of the United States and administer state plans to carry out the provisions of this Act; to define the powers and duties of said committee as such state agency; to provide for the selection of its members, and otherwise to provide for the administration of this Act; and to provide for the maintenance of said activity.

LEGISLATIVE BILL NO. 364. By Haycock.

A Bill for an Act relating to vocational education; specifically to appropriate the sum of ($53,000.00) fifty-three thousand dollars, or so much thereof as may be necessary for the establishment and operation of a vocational trade and industrial school for men and boys in the city of Broken Bow, Custer County, Nebraska; to empower the Board of Vocational Education to administer the provisions of this Act; and to declare an emergency.

LEGISLATIVE BILL NO. 365. By Haycock.

A Bill for an Act to amend Section 71-2108, Compiled Statutes of Nebraska, 1929, relating to public health and welfare; to prescribe the original registration and the renewal fees for licensed cosmetologists; and to repeal said original section.

LEGISLATIVE BILL NO. 366. By Carlson.

A Bill for an Act fixing limitations on revocations, countermands of payments and stop-payment orders relating to the payment of checks or drafts against bank accounts.

LEGISLATIVE BILL NO. 367. By Regan, Hall.

A Bill for an Act relating to securities to provide for the regulation and control of the issuance, sale, and exchange of securities; to prescribe powers and duties of the Department of Insurance, its Director and other officers with reference thereto; to establish in said department a division to be known as Bureau of Securities; to raise funds for the administration of this act; to define crimes and prescribe penalties therefor; to repeal Article 54, Chapter 81, Compiled Statutes of Nebraska, 1929, as amended, and of acts and parts of acts in conflict herewith, and to declare an emergency.

LEGISLATIVE BILL NO. 368. By Carsten (By request)

A Bill for an Act to amend Section 26-105, C. S. Supp., 1933, relating to county government and officers; to provide that county boards may purchase, acquire, take, hold, appropriate and condemn any plot of ground within the county which is the burial place of a deceased person or persons, and land necessary for roads providing ingress and egress to such places, except when such burial places belong to incorporated cemetry associations, religious or church parishes or other cemetery associations; to provide the procedure for acquiring such real estate; and the payment of the expenses thereof; and to repeal said original section.

LEGISLATIVE BILL NO. 369. By Hall.

A Bill for an Act relating to insurance and insurance companies; to provide for filing of complaints against insurance companies, fraternal beneficiary associations, insurance associations and insurance agents, authorized or licensed to transact insurance business in this state, with the Department of Insurance; providing for notice and hearing thereon, for transcript of record of such hearings, for appeal from the findings and orders of the Director of Insurance; to restrict proceedings for the appointment of receivers or involving the organization, regulation, supervision or control of such companies or associations, or for any accounting or injunction enjoining, restraining or interfering with the prosecution of the business of any such insurance company or association, to proceedings brought by the Director of Insurance or the Attorney General, except in actions by judgment creditors and upon appeal from an order of the Director of Insurance under certain circumstances; to amend Section 44-1116, Compiled Statutes of Nebraska, 1929, and to repeal said original section, and to declare an emergency.

LEGISLATIVE BILL NO. 370. By Ernest A. Adams.

A Bill for an Act relating to insurance; to amend Section 44-328, Compiled Statutes, Nebraska, 1929, relating to insurance companies, brokers and agents providing penalties; and to repeal said original section.

LEGISLATIVE BILL NO. 371. By Ernest A. Adams.

A Bill for an Act creating and establishing traffic courts in cities of the metropolitan class as a division of the municipal court; providing for the housing of such court; defining the jurisdiction of the traffic court and the selection and duties of the judge thereof; providing for appeals relating to the selection of a presiding judge and his duties and powers; repealing original Section 22-107, Compiled Statutes of Nebraska, 1929, and declaring an emergency.

LEGISLATIVE BILL NO. 372. By Ernest A. Adams.

A Bill for an Act relating to motor vehicles, the ownership thereof and other interests therein; providing for the issuance of certificates of title by the department of roads and irrigation or its authorized representatives for motor vehicles upon payment of certain fees; establishing rules and regulations for the issuance of certificates of title and for the maintenance of records pertaining thereto; prohibiting sale or transfer of motor vehicles unless accompanied by endorsed assignment of certificate of title; empowering the Department of Roads and Irrigation to reject application for certificate of title and to revoke such certificate when issued for cause; designating county treasurers as agents of the Department of Roads and Irrigation for issuance of certificates of title; amending Section 60-325 Compiled Statutes of

Nebraska, 1929, and repealing said original Section 60-325 Compiled Statutes of Nebraska, 1929; establishing effective dates for securing certificates of title and prescribing penalties for violation of this Act.

LEGISLATIVE BILL NO. 373. John Adams, Jr., Frost.

A Bill for an Act to amend Section 66-405, C. S. Supp., 1933, as amended by Section 1, Chapter 16, Session Laws of Nebraska, 1935, Special; to amend Section 66-416, C. S. Supp., 1933, as amended by Section 2, Chapter 16, Session Laws of Nebraska, 1935, Special; to amend Section 3, Chapter 16, Session Laws of Nebraska, 1935, Special, relating to motor vehicle fuels; to provide that one-fifth of the net proceeds of the five cent tax per gallon on motor vehicle fuels shall be credited and shall inure to the State Assistance Fund until March 1, 1939; to repeal said original sections as amended; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 374. By John Adams, Jr., Frost.

A Bill for an Act to amend Section 77-2306, Compiled Statutes of Nebraska, 1929, relating to revenue; to provide that proceeds from the estate or excise tax upon the transfer of property from resident decedents shall be collected by the state Treasurer for the use and benefit of the State Assistance Fund; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 375. By John Adams, Jr., Frost.

A Bill for an Act relating to public welfare and social security; to appropriate specifically and absolutely $7,000,000.00 for the uses and purposes of the State Assistance Fund; and to declare an emergency.

LEGISLATIVE BILL NO. 376. By John Adams, Jr., Frost.

A Bill for an Act to amend Sections 2 and 4, Chapter 28, Session Laws of Nebraska, 1935, Special, relating to public welfare and social security; to prescribe qualifications of recipients of old age assistance; to provide that pro-rata payments of old age assistance shall be made monthly during the biennium ending June 30, 1939; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 377. By John Adams, Jr., Frost.

A Bill for an Act to amend Section 4, Chapter 21, Session Laws of Nebraska, 1935, Special, relating to public welfare and social security; to continue public assistance to the needy blind for the biennium ending June 30, 1939; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 378. By John Adams, Jr., Frost.

A Bill for an Act to amend Section 1, Chapter 20, Session Laws of Nebraska, 1935, Special, relating to public welfare and social security; to appropriate $7,000,000.00 for the State Assistance Fund for the biennium ending June 30, 1939; and to declare an emergency.

LEGISLATIVE BILL NO. 379. By John Adams, Jr., Frost.

A Bill for an Act to amend Section 3, Chapter 29, Session Laws of Nebraska, 1935, Special, relating to public welfare and health and to social security; specifically to appropriate the sum of forty thousand dollars to the Maternal and Child and Public Health Work Fund for the biennium ending June 30, 1939; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 380. By John Adams, Jr., Frost.

A Bill for an Act to amend Sections 12 and 13, Chapter 30, Session Laws of Nebraska, 1935, Special, relating to public welfare, public health and social security; to prescribe the maximum and minimum amounts of monthly assistance to which dependent children are entitled; to prescribe that assistance for dependent children shall continue through the biennium ending June 30, 1939; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 381. By John Adams, Jr., Frost.

A Bill for an Act to amend Section 3, Chapter 32, Session Laws of Nebraska, 1935, Special, relating to social security; specifically to appropriate the sum of five thousand dollars to the Deaf and Blind Educational and Maintenance Fund for the biennium ending June 30, 1939; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL No. 382. By John Adams, Jr., Frost.

A Bill for an Act to amend Sections 11 and 20, Chapter 24, Session Laws of Nebraska, 1935, Special, relating to public health and welfare and social security; to provide the minimum amount of work relief which shall be granted applicants; to provide that injured employees on work relief projects shall continue to receive relief on the basis of their budgets until June 30, 1939; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 383. By Von Seggern.

A Bill for an Act relating to school lands and funds and public lands and buildings; to abolish the office of Commissioner of Public

Lands and Buildings; to provide for the reassignment of duties heretofore delegated by statute to the Commissioner of Public Lands and Buildings; to repeal all acts and parts of acts in conflict therewith; and to declare an emergency.

LEGISLATIVE BILL NO. 384. By Wells (By request).

A Bill for an Act to amend Section 39-1174, C. S. Supp., 1933, as amended by Section 8, Chapter 134, Session Laws of Nebraska, 1935, relating to rules of the road for vehicles; to provide that motor vehicles shall be equipped with an extension lamp for use when said motor vehicles are stopped upon a highway; and to repeal said original section as amended.

LEGISLATIVE BILL NO. 385. By Von Seggern.

A Bill for an Act to amend Section 72-707, Compiled Statutes of Nebraska for 1929, and to constitute the Governor custodian of the state capitol and capitol grounds; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 386. By John Adams, Jr.

A Bill for an Act relating to the assignment of wages; to provide that a contract or agreement for the sale, assignment of wages or earnings of the head of a family shall be void unless executed by both the husband and wife; to provide that no person, firm, corporation, company, partnership or business institution shall cause any employer, by any such void assignment, to withhold the payment of any wages due the head of a family; to provide penalties for the violation thereof; and to amend Section 36-203, 1929 Compiled Statutes of Nebraska, and to repeal said original section.

LEGISLATIVE BILL NO. 387. By Ernest A. Adams.

A Bill for an Act requiring the payment of personal property tax on motor vehicles at the time of the registration thereof; establishing delinquency dates; defining the duties of the county treasurer in relation hereto; providing method and manner of payment of personal property tax on motor vehicles by licensed dealers; amending Sections 77-1445 and 60-302, 1935 Cumulative Supplement to Compiled Statutes of Nebraska, 1929, and repealing said original Sections 77-1445 and 60-302, 1935 Cumulative Supplement to Compiled Statutes of Nebraska, 1929; providing penalties for non-payment of personal property tax on motor vehicles and establishing January 1, 1938, as the effective date hereof.

LEGISLATIVE BILL NO. 388. By Ernest A. Adams.

A Bill for an Act requiring the licensing of motor vehicle dealers, used motor vehicle dealers and motor vehicle salesmen on and after January 1, 1938; designating the titular head of the department of roads and irrigation as the administrator of this Act; empowering the administrator to appoint an advisory board and to employ necessary help and assistance; establishing classes of licenses and fees therefor and providing for renewals of said licenses; providing for payment of maintenance, operation and enforcement of Act from fees collected; directing the State Treasurer to maintain a separate fund of moneys collected as fees hereunder; empowering the administrator to reject applications or to revoke licenses after hearing and for causes specified in the Act, including unfair trade practices in motor vehicle industry; granting the administrator power to subpoena witnesses and to order production of books and records providing for manner of appeal from orders of the administrator; authorizing administrator to make price survey of used cars; amending Section 60-319, 1935 Cumulative Supplement to Compiled Statutes of Nebraska 1929, and repealing said original Section 60-319, 1935, Cumulative Supplement to Compiled Statutes of Nebraska 1929, and prescribing penalties for violation.

LEGISLATIVE BILL NO. 389. By Cady, Brodecky.

A Bill for an Act to amend Section 50-113, Compiled Statutes of Nebraska, 1929, relating to the salary of the Clerk of the Legislature; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 390. By Cady, Brodecky.

A Bill for an Act to amend Section 50-114, Compiled Statutes of Nebraska, 1929, relating to the duties of the Clerk of the Legislature, to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 391. By Von Seggern.

A Bill for a Resolution: To amend Section 1, Article VII, Constitution of Nebraska, 1875, and the several amendments thereto, including the amendments proposed by the Constitutional Convention of 1919-1920, and adopted at a special election held on the 21st day of September, 1920, and including amendments thereto adopted at the general elections, held in November 1930, 1934 and 1936, relating to education; to provide that the Superintendent of Public Instruction shall constitute one of the board of commissioners for the sale, leasing and general management of all lands and funds set apart for educational purposes; to repeal said original section; and to provide for the effective date of this amendment.

LEGISLATIVE BILL NO. 392. By Von Seggern.

A Bill for an Act to amend Section 72-707, Compiled Statutes of Nebraska, 1929, relating to the custody and permanent care of the state capitol and grounds; to designate the Governor as the custodian thereof; to define his duties in connection therewith; to repeal said original section; to repeal Section 72-706, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 393. By Norton.

A Bill for an Act relating to county government and officers; to provide a commission form of government in counties; to provide procedure for its adoption by counties; to define the powers and duties of such commission; to provide for the submission of this Act, the commission plan of county government, to the electors in the several counties; and to provide that the election of said county officers shall be suspended during the time that this Act is in operation in any county.

LEGISLATIVE BILL NO. 394. By Norton.

A Bill for an Act relating to the Legislature; to provide procedure for convening the members thereof in session in even-numbered years and in special sessions; to provide the nature of the business to be entered upon when legislators are so convened; to provide penalties for the violation of certain provisions of this Act; and to declare an emergency.

LEGISLATIVE BILL NO. 395. By Norton.

A Bill for an Act relating to the Legislature; to create and establish a "Legislative Council" from the members thereof; to provide for the appointment, terms, powers, duties, remunerations, place of office business, rules, reports, expenditures and other activities thereof; and to declare an emergency.

LEGISLATIVE BILL NO. 396. By Norton.

A Bill for an Act relating to law; to create the office of Revisor of Statute; and to provide for his duties and compensation.

LEGISLATIVE BILL NO. 397. By Carl H. Peterson.

A Bill for an Act to amend Section 85-128, Compiled Statutes of Nebraska for 1929; to authorize the Board of Regents of the University of Nebraska to acquire real property, improved and unimproved, by gifts or bequests, subject to reservations, conditions and limitations;

to authorize and empower said Board to issue and sell debentures secured only by the income from such real property, and in the event of default, by the property itself and providing for the payment of the proceeds thereof; to authorize and empower said Board to lease such real property to student organizations for use as student dormitories, fixing the rental basis therefor, and to repeal said original section.

LEGISLATIVE BILL NO. 398. By John Adams, Jr. (By request)

A Bill for an Act to prohibit and declare void certain contracts, conditions, agreements and understandings in connection with the sale or contract to sell motor vehicles by manufacturers or wholesale distributors thereof, and prohibiting the giving or payment of any thing or service of value by any manufacturer or wholesale distributor of motor vehicles to anyone engaged in the business of financing the purchase or sale of motor vehicles or of buying conditional sales contracts, chattel mortgages or leases on motor vehicles, and the acceptance of receipt thereof by any such person when competition in the business of financing the purchase or sale of motor vehicles or of buying conditional sales contracts, chattel mortgages or leases on motor vehicles may be lessened or eliminated, or a monopoly created or tended to be created, and prohibiting from doing business in this State anyone engaged in the business of financing the purchase or sale of motor vehicles or of buying conditional sales contracts, chattel mortgages or leases on motor vehicles who so accepts or receives any thing or service of value from any manufacturer or wholesale distributor of motor vehicles, and prescribing penalties, forfeitures, and recoveries for the violation thereof.

LEGISLATIVE BILL NO. 399. By Dunn.

A Bill for an Act authorizing and providing a method for the consolidation of savings, building and loan associations; providing for a plan for such consolidation; the approval thereof by the Department of Banking; providing for a reduction in the capital stock of the association or associations and of the nominal or book value of the shares thereof; for the issuance of new certificates; for the distribution of any part of the assets among the shareholders, and authorization to the Department of Banking to direct or approve an equalization of the interests of the shareholders and distribution of assets in connection with any such consolidation and to declare an emergency.

LEGISLATIVE BILL NO. 400. By Carl H. Peterson.

A Bill for an Act to authorize the Board of Education of State Normal Schools of Nebraska to acquire real property, improved and unimproved, by gifts or bequests, subject to reservations, conditions and limitations; to authorize and empower said Board to issue and sell debentures secured only by the income from such real property, and in the event of default, by the property itself, and providing for the payment of the proceeds thereof; to authorize and empower said Board to lease such real property to student organizations for use as student dormitories and fixing the rental basis therefor.

LEGISLATIVE BILL NO. 401. By Carl H. Peterson.

A Bill for an Act to amend Section 77-401, Compiled Statutes of Nebraska, 1929, relating to revenue; to provide that the county board shall approve bonds of county and precinct assessors; and to repeal said original section.

LEGISLATIVE BILL NO. 402. By Carl H. Peterson.

A Bill for an Act to amend Section 26-133, C. S. Supp., 1933, relating to county government and officers; to provide for the nomination and election of county commissioners in counties not under township organization; and to repeal said original section.

LEGISLATIVE BILL NO. 403. By Reynolds (By request)

A Bill for an Act to provide qualifications for filing for office as candidates, at Primary Elections and Elections; to limit such filings for certain offices to those who have been tax payers and free holders for one year.

LEGISLATIVE BILL NO. 404. By Von Seggern, Cady.

A Bill for an Act to amend Section 31-515, Compiled Statutes of Nebraska, 1929, relating to drainage; to provide procedure incident to the acquisition of land used or useful for construction of settling basins for such districts; and to repeal said original section.

LEGISLATIVE BILL NO. 405. By Cady.

A Bill for an Act to amend Section 18, Chapter 142, Session Laws of Nebraska, 1935; to amend Section 70-701, Compiled Statutes of Nebraska, 1929, as amended by Section 34, Chapter 142, Session Laws of Nebraska, 1935, relating to public health and welfare; to prescribe the amount of annual renewal license fees to be collected from those who practice the healing arts; to repeal said original section and to repeal said original section as amended.

LEGISLATIVE BILL NO. 406. By Dafoe, Murphy, Gantz, Carl Peterson, Reynolds.

A Bill for an Act to amend Section 60, Chapter 116, Session Laws of Nebraska, 1935, relating to liquors; to regulate and control the manner of displaying or advertising the same; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 407. By Slepicka.

A Bill for an Act relating to alcoholic liquors; to regulate the solicitation or receiving of orders for the sale of alcoholic liquors; to regulate the transportation of alcoholic liquors into this state from points without this state; to provide for a solicitor's license and to set the fee therefor; to amend sections 2, 4, 16, 25, 26, 28, 32, 55, 81, 92 and 94, chapter 116, Laws of Nebraska for 1935, (53-302, 53-304, 53-316, 53-325, 53-326, 53-328, 53-332, 53-355, 53-381, 53-392 and 53-394, Compiled Statutes of Nebraska, Supplement for 1935); to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 408. By Gantz.

A Bill for an Act relating to offenses by cheats and swindles; to prohibit the making, drawing, uttering or delivering of any check, draft, written assignment of money, or order for the payment of money upon any bank of any kind or nature, depository, person, firm or corporation, by any person who does not have sufficient funds therein or credit therewith; to provide penalties for the violation thereof; to establish rules of evidence in prosecutions thereunder; to repeal Sections 28-1212, 28-1213, 28-1214 and 28-1215, Compiled Statutes of Nebraska, 1929; to provide that actions now pending in any courts of the state for violation of said repealed sections shall not abate; and to declare an emergency.

LEGISLATIVE BILL NO. 409. By Gantz. (By Request.)

A Bill for an Act to provide that the attorney general may appoint investigators with the powers of state law enforcement officers; to provide for their compensation; and to declare an emergency.

LEGISLATIVE BILL NO. 410. By Gantz, Dunn.

A Bill for an Act relating to revenue; to provide when taxes assessed upon personal property shall be a lien to prevent the removal of personal property upon which taxes are a lien from the county where assessed; to provide penalties for said removal; to provide for manner in which tax liens may be paid and removed prior to assessment for current year; to provide for the repeal of any laws in conflict therewith; and to declare an emergency.

LEGISLATIVE BILL NO. 411. By Committee on Appropriations.

A Bill for an Act to amend Section 6, Chapter 130, Session Laws of Nebraska, 1935, relating to motor vehicle fuels; to provide that port fees shall be by the state Treasurer credited to the State Highway Fund; to provide that the necessary expenses for the administration of the provisions of Chapter 130, Session Laws of Nebraska, 1935, as amended, during any biennium, shall be paid out of such specific appropriation made by the Legislature for said biennium, for the administration of the several activities carried on by the Department of Agriculture and Inspection; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 412. By Committee on Appropriations.

A Bill for an Act to amend Section 83-955, Compiled Statutes of Nebraska, 1929, relating to state institutions; to provide that the Board of Control may grant additional good time to prisoners employed outside the prison enclosure; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 413. By Committee on Appropriations.

A Bill for an Act to amend Section 1, Chapter 131, Session Laws of Nebraska, 1935, relating to motor vehicles; to provide that all towing permits hereafter issued shall be of uniform sticker design furnished by the Director of the Department of Agriculture and Inspection, shall be firmly attached to the windshield of each towed vehicle and shall be issued by some registration office at the port of entry if the towing trip originated outside of the state of Nebraska and continues into or across said state; to provide that all towing fees shall be credited by the state Treasurer to the state highway fund; to provide that the necessary cost of administering the provisions of Chapter 131, Session Laws of Nebraska, 1935, as amended, by the several registration offices at ports of entry shall during any biennium be paid out of such sum as the Legislature may appropriate for said biennium for the uses of the several activities administered by the Director of the Department of Agriculture and Inspection; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 414. By Brady.

A Bill for an Act to permit the personal representative of C. B. Nellis to file suit against the state of Nebraska in the district court of Holt County, Nebraska, for the purpose of having a fair and impartial adjudication of the claim for wrongful death of said C. B. Nellis which was the result of an accident which occurred on U .S. Highway No. 20 at a point about three miles west of Stuart, Nebraska, on January 28, 1937, between an automobile driven by said deceased and an automobile belonging to the state of Nebraska and being driven by one of its employees; to provide for the waiver of sovereignty on the part of the state of Nebraska for the prosecution of said suit; and to provide for liability on the part of the state of Nebraska in the premises, if any; and to declare an emergency.

LEGISLATIVE BILL NO. 415. By Haycock, Tvrdik, Frost, Diers, Worthing, Brandt, Ernest A. Adams, John Adams, Jr., Gantz, Armstrong.

A Bill for an Act relating to public welfare; to provide for the enumeration, care and education of crippled children in Nebraska; to appropriate the sum of ten thousand dollars during the biennium ending June 30, 1939, for the uses and purposes of a committee for crippled children created by the provisions of this Act; and to declare an emergency.

LEGISLATIVE BILL NO. 416. By Worthing, John Adams, Jr., Ernest A. Adams.

A Bill for an Act to amend Section 26-115, Compiled Statutes of Nebraska, 1929, relating to county government and officers; to provide that when jurors in the district courts present their certified statements to the county clerks, that in the absence of sufficient funds upon which to draw said warrants, such amount due upon said certified statements shall draw interest at the rate of seven per cent per annum until paid; and to repeal said original section.

LEGISLATIVE BILL NO. 417. By John Adams, Jr., Comstock.

A Bill for an Act to amend Section 29-2210 of Chapter 29 of the Compiled Statutes of Nebraska for 1929, relating to probation officers and the fees thereof.

LEGISLATIVE BILL NO. 418. By Carsten (By Request).

A Bill for a Resolution to amend Section 18, Article III, to amend Section 1, Article IV; to amend Article IV; and to amend Section 3, Article XVII, Constitution of Nebraska, 1875, and the several amendments thereto, including the amendments proposed by the Constitutional Convention of 1919-1920, and adopted at a special election held on the 21st day of September, 1920, and including the amendments thereto, adopted at the general elections held in November, 1930, 1934, and 1936, relating to executive state officers of the state of Nebraska; to provide for the appointment of Attorney General by the Governor; to repeal said original sections; and to provide for the effective date of this amendment.

LEGISLATIVE BILL NO. 419. By Carsten (By request).

A Bill for a Resolution to amend Section 20, Article IV; to amend Section 3, Article XVII, Constitution of Nebraska, 1875, and the several amendments thereto including the amendments proposed by the constitutional amendments of 1919-1920 and adopted at a special election held on the 21st day of September, 1920 and adopted at the general elections held in November 1930, 1934 and 1936, relating to executive state officers of the state of Nebraska; to provide for the appointment of members of the State Railway Commission by the Governor; to repeal said original sections; and to provide for the effective date of this amendment.

LEGISLATIVE BILL NO. 420. By Haycock, Strong, Von Seggern, Dafoe.

A Bill for an Act relating to liquors; to amend Sections 1, 16, 22, 26, 51, 53, 63, 65, 68, 83 and 87, Chapter 116, Laws of Nebraska, 1935; to repeal said original sections; to provide for the venue of actions brought against officers enforcing the Nebraska Liquor Control Act; to require the licensing and bonding of common carriers engaged in interstate commerce and transporting alcoholic liquors into the state of Nebraska; to provide for the confiscation of vehicles and airplanes used for the unlawful transportation of alcoholic liquors; to regulate license fees; to regulate the taxing and stamping of alcoholic liquors; to designate and fix penalties for violations of the Liquor Control Act; to prohibit possession of stills, mash or equipment for the manufacture of liquors; to regulate advertising of liquors; and to repeal Sections 98 to 105 inclusive, Chapter 116, Laws of Nebraska, 1935.

LEGISLATIVE BILL NO. 421. By Norton.

A Bill for an Act to amend Section 71-1904, Compiled Statutes of Nebraska, 1929, relating to public health and welfare; to provide the qualifications for obtaining a license to practice veterinary medicine and surgery; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 422. By Norton.

A Bill for an Act to permit Lois Ebert to file suit against the state of Nebraska in the district court of Phelps County, Nebraska, for the purpose of having a fair and impartial adjudication of her claim for property damages and personal injuries which were the result of an accident caused by a truck belonging to the state of Nebraska, and being used by its employees, being parked on U. S. Highway No. 6 without flares or warning signs being placed upon said highway to warn motorists of this obstacle; to provide for the waiver of sovereignty on the part of the state of Nebraska for the prosecution of said suit; to provide for liability on the part of the state of Nebraska in the premises, if any; and to declare an emergency.

LEGISLATIVE BILL NO. 423. By McMahon.

A Bill for an Act to amend Section 77-2531, C. S. Supp., 1935, relating to revenue; to provide for the duties and responsibilities of treasurers and ex-officio treasurers of metropolitan water or utilities districts; to provide that the deposit of funds of such districts in banks may be secured by the deposit and pledge of certain securities as an alternative to the requirement of a surety bond; to specify the class and amount of securities and the conditions of the deposit or pledge thereof; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 424. By Howard, Brady.

A Bill for an Act amending Section 70-705 of the 1933 Cumulative Supplement to the Compiled Statutes of Nebraska for 1929 (C. S. Supp. 1933) (Section 5, Chapter 86 Laws of 1933) and to provide more specifically the qualifications of directors of certain public power and irrigation districts organized under the laws of Nebraska, and to amend Section 70-706 of the 1933 Cumulative Supplement to the 1929 Compiled Statutes of Nebraska (C. S. Supp. 70-706) (Section 6, Chapter 86, Laws of 1933) to provide more specifically the powers and privileges of public power and irrigation districts.

LEGISLATIVE BILL NO. 425. By Dunn.

A Bill for an Act relating to public welfare and social security; to provide public relief, assistance, care and services for needy persons, including the poor and destitute, the needy aged, the needy blind and needy children; to create a State Public Welfare Fund; and County Public Welfare Funds; to establish a State Board of Public Welfare, and County Welfare Committees; to provide for personnel, officers, agents and employees thereof; to provide means and methods of administration of the Act and the purposes thereof; to raise moneys for the purposes of this Act and to provide for the expenditures thereof; to coordinate and correlate all activities within the scope of this Act under this Act as a complete system of public welfare administration; to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17 and 20, Chapter 20, Laws (Special) Nebraska, 1935, sections 2, 3, 4, 5, 6, 7, 12, 18, and 20, Chapter 21, Laws (Special) Nebraska, 1935, sections 2, 3, 4, 5, 6, 7, 12 and 28, Chapter 28, Laws (Special) Nebraska 1935, sections 3, 12 and 16, Chapter 30, Laws (Special), Nebraska, 1935, sections 81-5717, Compiled Statutes Nebraska, Supplement 1933 (1935), sections 68-101, 68-103, 68-111, 68-113 and

68-115, Compiled Statutes Nebraska, Supplement, 1933 (1935), section 68-104, Compiled Statutes of Nebraska for 1929, section 1, Chapter 52, Laws of Nebraska for 1935 (Section 77-1801, Compiled Statutes Supplement, 1933, as amended by House Roll 315, Fiftieth Session, Nebraska State Legislature) section 77-2218, Compiled Statutes of Nebraska for 1929, and said section as amended by section 77-2218, (a), Compiled Statutes Nebraska, Supplement 1933 (1935); to repeal said original sections; to repeal sections 68-106, 68-107, 68-108 and 68-109, Compiled Statutes of Nebraska for 1929, Article 4 of Chapter 43, of the Compiled Statutes of Nebraska for 1929, sections 83-311 to 83-319, inclusive, Compiled Statutes of Nebraska for 1929, sections 68-110, 81-5714 and 81-5716, Compiled Statutes Nebraska, Supplement 1933 (1935), section 18, Chapter 20, Laws (Special) Nebraska, 1935, sections 1, 13, 14, 15, 16, 19, 25, 26, 28, 31, and 32, Chapter 21, Laws (Special) Nebraska, 1935, sections 1, 16, 17, 26, 27, 28, and 31, Chapter 24, Laws (Special) Nebraska, 1935, sections 1, 17, 23, 24, 26, and 29, Chapter 28 Laws (Special) Nebraska, 1935, sections 1, 2, 13, 19, 24, and 28, Chapter 29, Laws (Special) Nebraska, 1935; and to declare an emergency.

LEGISLATIVE BILL NO. 426. By Dunn.

A Bill for an Act to amend Section 83-503, Compiled Statutes of Nebraska, 1929, relating to admission, eligibility and support of delinquent and dependent children in the "Nebraska Home for Dependent Children"; and to repeal said original section.

LEGISLATIVE BILL NO. 427. By Dunn.

A Bill for an Act to amend Section 83-603, Compiled Statutes of Nebraska, 1929, relating to rules for admission to the Orthopedic Hospital; and to repeal said original section.

LEGISLATIVE BILL NO. 428. By Dunn.

A Bill for an Act to amend Section 83-802, Compiled Statutes of Nebraska, 1929, relating to application and permit for admission of patients to the Tuberculosis Hospital; and to repeal said original section.

LEGISLATIVE BILL NO. 429. By Dunn.

A Bill for an Act to amend Section 83-404, Compiled Statutes of Nebraska, 1929, relating to procedure for receiving and admitting inmates in the School for Feeble Minded; and to repeal said original section.

LEGISLATIVE BILL NO. 430. By Dunn.

A Bill for an Act to amend Section 83-306, Compiled Statutes of Nebraska, 1929, relating to clothing, transportation and county liability for pupils in Nebraska Schools for Deaf, Dumb and Blind; and to repeal said original section.

LEGISLATIVE BILL NO. 431. By Haycock and Gantz.

A Bill for an Act to amend Sections 14-514, 15-803, 16-702, 79-212 and 79-2722, Compiled Statutes of Nebraska, 1929; to amend Sections 17-567, 79-2523 and 79-2621, C. S. Supp., 1933, relating to revenue; to provide that an additional one-fourth mill upon the dollar of actual valuation upon all the property subject to taxation within the taxing districts of the state of Nebraska herein specified may be levied for the establishment of a recreation fund to be used for playgrounds and recreational purposes and for their management and supervision; to provide that in cities and villages and in the school district lying wholly or partially within the corporate limits of such cities or villages the combined levy in both city and school district shall not exceed one-fourth mill in any one year, and, in no event shall said additional levy be made either in said city or in said school district unless a majority of the electors therein shall petition the local governing bodies to do so and submit a plan for the expenditure of such funds or unless a majority vote on said proposition submitted at a general municipal election shall favor the same; to provide that if either said city or village or said school district situated in the same taxing district in whole or in part shall adopt said plan and authorize said additional levy, the other shall be perpetually estopped from adopting a like plan or authorizing said additional levy to carry it out as long as said plan is in operation in said taxing district; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 432. By Tvrdik.

A Bill for an Act to amend Section 79-2705, Compiled Statutes of Nebraska, 1929, relating to schools; to provide a method for the election of members of the board of education in metropolitan cities; and to repeal said original section.

LEGISLATIVE BILL NO. 433. By John Adams, Jr. (By request)

A Bill for an Act to amend Section 90, Chapter 116, Session Laws of Nebraska, 1935, relating to liquor; to provide procedure for appeal to the Supreme Court of the state of Nebraska from final orders of the Nebraska Liquor Control Commission; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 434. By Armstrong.

A Bill for an Act relating to the prevention and control of crime, creating a Department of Criminal Investigation; and providing for dealing with crime and criminals, and the enforcement of the criminal law; to appropriate funds therefor; to repeal Sections 84-107 and 84-108 Compiled Statutes, Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 435. By Armstrong, Miller, Pizer.

A Bill for an Act relating to the sale, disposition, distribution and control thru licensing, of prophylactics, and to provide penalties.

LEGISLATIVE BILL NO. 436. By Armstrong.

A Bill for an Act to amend Section 74-520, Compiled Statutes of Nebraska, 1929, relating to railroads; to classify trains for the purpose of providing crews required for the same; and to repeal said original section.

LEGISLATIVE BILL NO. 437. By Tvrdik.

A Bill for an Act to amend Section 35, Chapter 116, Session Laws of Nebraska, 1935, relating to liquors; to prohibit the employment of females as bar tenders by retail licensees thereof; and to repeal said original section.

LEGISLATIVE BILL NO. 438. By Tvrdik (By request)

A Bill for an Act to permit Erick Skogman and Earl Skogman, father and son, of Omaha, Nebraska, to file suit against the state of Nebraska in the district court of Cuming County, Nebraska, for the purpose of having a fair and impartial adjudication of their claim for damages in tort for personal injuries and property damage sustained by them on July 13, 1935, when an automobile in which they were riding precipitated into a deep, unguarded and unlighted hole in State Highway No. 8, at a point about two miles south of the city of West Point, Nebraska; to provide for the waiver of sovereignty on the part of the state of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages against the state of Nebraska in the premises, if any there be; to waive the defense of the statute of limitations on behalf of said state; and to declare an emergency.

LEGISLATIVE BILL NO. 439. By Knickrehm (By request) **Gantz.**

A Bill for an Act to amend Section 33-118, C. S. Supp., 1933, relating to fees and salaries; to prescribe the fees to be paid county treasurers for collecting taxes for cities of the first class, second class and villages in this state; and to repeal said original section.

LEGISLATIVE BILL NO. 440. By Knickrehm (By request)

A Bill for an Act providing for the registration of contractors, and defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting, and fixing the fees for such licenses; providing the method of suspension and cancellation of such licenses; and prescribing the punishment for violation of the provisions of this act.

LEGISLATIVE BILL NO. 441. By John Adams, Jr. (By request), **Knickrem** (By request), **Neubauer** (By request)

A Bill for an Act relating to labor; to limit employment of spouses of public employees; to declare that contracts of employment made with persons whose spouses are so employed shall be null and void; to provide for the recovery of any money paid to such person whose spouse is so employed; to exempt from the provisions of this Act all persons employed by individual contractors having a contract with the State of Nebraska or any governmental subdivision or agency thereof; to provide a penalty for the violation of this Act; and to declare an emergency.

LEGISLATIVE BILL NO. 442. By R. W. Johnson.

A Bill for an Act to amend Section 32-1704, Compiled Statutes of Nebraska, 1929, relating to elections; to provide that vacancies occurring in the offices of justice of the peace and police magistrate shall be filled by appointment; and to repeal said original section.

LEGISLATIVE BILL NO. 443. By R. W. Johnson.

A Bill for an act to amend Section 7, Chapter 173 Laws of Nebraska 1935 to provide that eight per cent of the ten per cent deducted by the licensee from the total sum wagered on all horses as first winners shall be retained by said licensee and two per cent of said deduction be remitted to the state treasury for a state racing fund; and to repeal said original section.

LEGISLATIVE BILL NO. 444. By R. W. Johnson.

A Bill for an act to amend Sections 3, 4, 7, 8 14, 15, 20, and

21, Chapter 173 Laws of Nebraska 1935 and Sections 2-208, 28-942, 28-962, and 28-963 Compiled Statutes of Nebraska 1929 as amended by Chapter 173 Laws of Nebraska 1935 relating to regulation and licensing of horse racing and horse race meetings and dog racing and dog race meetings in the state of Nebraska; to authorize horse racing and horse race meetings, dog racing and dog race meetings under the State Racing Commission; to authorize Wagering by the pari-mutuel system on horse racing and dog racing in the State of Nebraska; to repeal said original Sections and to declare an emergency.

LEGISLATIVE BILL NO. 445. By Haycock.

A Bill for an act to amend Sections 79-1301, 79-1302, 79-1303, 79-1304, 79-1305, 79-1309, 79-1404, 79-1407, 79-1408, 79-1410, 79-1501 and 85-318, Compiled Statutes of Nebraska, 1929; to amend Section 85-311, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 166, Session Laws of Nebraska, 1935; relating to schools; to provide for the certification of teachers, administrators and supervisors in public, private, denominational and parochial schools in the state of Nebraska; and to provide for: Conditions under which all certificates hereinafter set forth are to be issued; authority of issuance; classification and description; application forms, fees; general requirements for issuance; registration; revocation and renewal; and all other matters pertaining to the certification of public school teachers, administrators, and supervisors; rural courses of study; Board of Examiners; to provide a constitutionality clause; to provide that this Act shall be effective September 1, 1938; to provide a saving clause; to repeal said original sections and to repeal said original sections as amended! and to repeal Sections 79-1401, 79-1405, 79-1406, 79-1008, 79-2617, 79-2717, and 85-319, Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 446. By Tvrdik.

A Bill for an act relating to liquors; to provide for the issuance of twenty-four hour permits to sell alcoholic liquors at retail to bona fide representatives of clubs, voluntary associations or corporations, not organized for pecuniary profit, for premises situated in election precincts where the repeal of Section 10, Article XV, Constitution of Nebraska, carried by a majority vote; to provide penalties for the violation thereof; and to declare an emergency.

LEGISLATIVE BILL NO. 447. By Carl H. Peterson, Reynolds.

A Bill for an Act to amend Section 37, Chapter 116, Session Laws of Nebraska, 1935, relating to liquors; to prohibit the sale at retail of alcoholic liquors on secular days between the hours of one o'clock A. M. and six o'clock A. M.; to provide penalties for the violation thereof; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 448. By Carl H. Peterson.

A Bill for an Act to amend Section 79-104, C. S. Supp., 1933, relating to schools; to provide for the formation of new districts; to exempt consolidated school districts from the provisions thereof; and to repeal said original section.

LEGISLATIVE BILL NO. 449. By Knickrehm, Diers, Dunn.

A Bill for an Act relating to revenue; to require licenses for the operation, maintenance or establishment of stores in this state; to provide the license fees; to provide the distribution of such license fees; to provide the powers and duties of the tax commissioner of the state of Nebraska in connection therewith; and to provide penalties for the violation thereof.

LEGISLATIVE BILL NO. 450. By Reynolds.

A Bill for an Act to amend Sections 43-404 and 43-406, Compiled Statutes of Nebraska, 1929, relating to mothers' pensions; to provide that the petitioners need not be present at the hearing upon the petition for mothers' pensions; to provide procedure for reapplication; to prescribe limitation upon the amount of said pensions to be paid; to repeal said original sections; and to declare an emergency.

LEGISLATIV, BILL NO. 451. By Tvrdik (By request)

A Bill for an Act to amend Section 79-2705, Compiled Statutes of Nebraska, 1929, and to repeal all sections in conflict therewith.

LEGISLATIVE BILL NO. 452. By Comstock, Dunn.

A Bill for an Act to amend Section 33-110 of Chapter 33 of the Compiled Statutes of Nebraska for 1929, relating to the fees and salaries of the Court Bailiffs for the District Court of Lancaster County, and to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 453. By Dunn.

A Bill for an Act to amend Section 20-1292, Compiled Statutes of Nebraska, 1929, relating to abstracts of title; to authorize the use thereof in evidence in courts of justice; to prohibit the mutilation or defacing thereof; to provide penalties for the violation thereof; and to repeal said original section.

LEGISLATIVE BILL NO. 454. By Dunn.

A Bill for an Act to amend Section 76-109, Compiled Statutes of Nebraska, 1929, relating to estates in real estate; to abolish estates by the entireties and joint estates; and to repeal said original section.

LEGISLATIVE BILL NO. 455. By Frost.

A Bill for an Act relating to revenue; levying a tax on admissions to **"places of amusement"**; prescribing the amount of such tax, the exemptions therefrom, the machinery for the collection thereof by the state Treasurer and the penalty for violation; and providing that the proceeds accruing therefrom, less deductions for cost of collection, shall be credited to the State Assistance Fund for the purpose of assisting in conserving same; and to declare an emergency.

LEGISLATIVE BILL NO. 456. By Frost.

A Bill for an Act relating to municipal corporations; to empower cities of the second class and villages to acquire real estate by gift, devise or purchase for parks, public grounds, swimming pools and dams; to authorize said cities and villages to improve, maintain, manage and beautify the same; to authorize the issuance of bonds not exceeding five thousand dollars for acquiring such parks and for beautifying and improving the same by the construction of buildings, swimming pools and dams therein; to authorize the levying of taxes for maintaining said parks; to authorize the protection, regulation and control of said parks, public grounds, swimming pools and dams; to repeal Sections 17-523, 17-524, 17-525, 17-526 and 17-527, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 457. By Frost.

A Bill for an Act relating to revenue; to provide a gross income tax on the selling, leasing, and renting and furnishing of moving picture films within the state of Nebraska; to provide for report to tax commissioner; to fix penalties for erroneous report or failure to report; and to declare an emergency.

LEGISLATIVE BILL NO. 458. By Brodecky, Frost.

A Bill for an Act to amend Section 50, Chapter 116, Laws of Nebraska for 1935 (53-350 Compiled Statutes of Nebraska, Supplement for 1935), relating to alcoholic liquors; to regulate the imposing of occupation taxes by cities and villages upon the business of persons licensed under the Nebraska Liquor Control Act; and to repeal said original section.

LEGISLATIVE BILL NO. 459. By Carl H. Peterson.

A Bill for an Act to amend Section 27-319, Compiled Statutes of Nebraska, 1929, relating to courts; to provide that district courts shall have jurisdiction to hear and determine suits against the state for the foreclosure of real estate mortgages, deeds of trust, land sale contracts and tax sale foreclosures, wherein the state of Nebraska has a lien for court costs or for non-payment of fines in criminal actions; to provide that the state of Nebraska specifically consents to the filing of such suits and waives its sovereignty for the purposes thereof; and to declare an emergency.

LEGISLATIVE BILL NO. 460. By Carpenter (By request).

A Bill for an Act to amend Section 29-1408, Compiled Statutes of Nebraska, 1929, and Section 29-1419, Compiled Statutes of Nebraska, 1929, relating to grand juries; to provide that the governor may appoint a special prosecutor to act in place of the county attorney or the assistant county attorney before grand juries in certain cases: to provide for prosecution of indictments returned by said grand juries in certain cases by such special prosecutor; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 461. By Von Seggern, Cady.

A Bill for an Act to amend Section 3, Chapter 115, Session Laws of Nebraska, 1935, relating to Nebraska public libraries; to prescribe the salary of the executive secretary thereof; and to repeal said original section.

LEGISLATIVE BILL NO. 462. By Carl H. Peterson.

A Bill for an Act to amend Section 40-117, Compiled Statutes of Nebraska, 1929, relating to homesteads; to provide that, if there be no surviving husband or wife or children, homestead exemption shall not be allowed as against creditors; and to repeal said original section.

LEGISLATIVE BILL NO. 463. By Neubauer (At request of Farm Bureau)

A Bill for an Act to amend Sections 2-1112 and 2-1113, Compiled Statutes, Nebraska, Supplement, 1933 (1935), relating to Farm Bureaus and co-operative extension work, creation and continuation of farm bureaus, budgets and appropriations therefor; and to repeal said original sections.

LEGISLATIVE BILL NO. 464. By Neubauer (At request of Department of Agriculture and Inspection)

A Bill for an Act to amend Section 89-150, C. S. Supp., 1933, relating to weights and measures; to fix the fee to be charged by the Director of the Department of Agriculture and Inspection for inspecting car lot shipments of potatoes; and to repeal said original section.

LEGISLATIVE BILL NO. 465. By Neubauer (At request of Department of Agiruculture and Inspection)

A Bill for an Act relating to agriculture; to provide for the inspection of shipments of potatoes; to provide for the collection and disbursement of fees arising thereunder; to provide that the Director of the Department of Agriculture and Inspection shall enforce and administer the provisions of this Act; to empower the said Director to establish grades of potatoes; to prohibit the deceptive pack thereof; to empower said Director to make rules and regulations consistent with this Act; to empower said Director to enter into an agreement or agreements with the United States Department of Agriculture concerning potatoes; to provide for the employment of potato inspectors and for their compensation; to provide for the payment of other expenses necessary to administer this Act; to provide penalties for the violation thereof; to repeal Sections 89-146, 89-147, 89-148, 89-149, 89-151, 89-152, 89-153, 89-154, 89-155, 89-156, 89-157 and 89-158, Compiled Statutes of Nebraska, 1929; and to repeal Section 89-150, C. S. Supp., 1933.

LEGISLATIVE BILL NO. 466. By Worthing (By request)

A Bill for an Act to permit Clarence C. Moss and Nina B. Moss, husband and wife, of the city of Oakdale, Antelope County, Nebraska, to file suit against the State of Nebraska in the District Court of Madison County, or in the District Court of Douglas County, Nebraska, for the purpose of having a fair and impartial adjudication of their claims for damages in tort for personal injuries and property damages sustained by them on July 22, 1936, when an automobile in which they were riding ran into a Patrol Grader No. 34013, unguarded and unlighted on State Highway No. 8, at a point about one-fourth mile east of Meadow Grove, Nebraska; to provide for the waiver of sovereignty on the part of the State of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages against the State of Nebraska in the premises, if any there be; to waive the defense of the statute of limitations on behalf of said state; and to declare an emergency.

LEGISLATIVE BILL NO. 467. By Brodecky, Reynolds.

A Bill for an Act to amend Section 79-1506, Compiled Statutes of

Nebraska, 1929, relating to annual reports of Boards of Education to County Superintendents and requiring annual audit of accounts of all school districts.

LEGISLATIVE BILL NO. 468. By McMahon.

A Bill for an Act relating to railroad switching crews; to require a full crew on switch engines; and to provide for penalty and violation thereof.

LEGISLATIVE BILL NO. 469. By Walter R. Johnson, Schultz, Carl H. Peterson.

A Bill for an Act relating to public health and welfare; to provide for the disposal of bodies of deceased persons dying in the state of Nebraska or shipped into the state of Nebraska for burial, and to provide penalty for the violation thereof.

LEGISLATIVE BILL NO. 470. By Diers.

A Bill for an Act relating to agriculture; to provide for the storage of grain upon farms; to regulate such storage for the purpose of procuring loans upon such grain; to make provision for the issuance of negotiable warehouse certificates upon such grain; to aid in the orderly marketing of said grain by authorizing the Director of the Department of Agriculture and Inspection to make rules and regulations not inconsistent with this Act deemed necessary to carry out the provisions thereof; to provide that said Director shall enforce and administer the provisions of this Act; to repeal Sections 88-320, 88-322, 88-327, 88-328, 88-329, 88-330, 88-331 and 88-332, C. S. Supp., 1933; to repeal Section 88-321, C. S. Supp., 1933, as amended by Section 1, Chapter 189, Session Laws of Nebraska, 1935; to amend Section 88-323, C. S. Supp., 1933, as amended by Section 2, Chapter 189, Session Laws of Nebraska, 1935; to repeal Section 88-324, C. S. Supp., 1933, as amended by Section 3, Chapter 189, Session Laws of Nebraska, 1935; to repeal Section 88-325, C. S. Supp., 1933, as amended by Section 4, Chapter 189, Session Laws of Nebraska, 1935; to repeal Section 88-326, C. S. Supp., 1933, as amended by Section 5, Chapter 189, Session Laws of Nebraska, 1935; to prescribe penalties for the violation of this Act; and to declare an emergency.

LEGISLATIVE BILL NO. 471. By John Adams, Jr. (By request)

A Bill for an Act to amend Section 9, Chapter 57, Session Laws of Nebraska, 1935, relating to the "Nebraska Workmen's Compensation Court"; to provide the maximum annual salaries to be paid to the judges thereof; and to repeal said original section.

LEGISLATIVE BILL NO. 472. By Haycock.

A Bill for an Act relating to liquors; to amend Section 16, Chapter 116, Session Laws of Nebraska, 1935; to repeal said section; and to declare an emergency.

LEGISLATIVE BILL NO. 473. By Comstock, Dunn (By request)

A Bill for an Act relating to pensions for retired and disabled members and officers of paid fire departments of cities of the first class having a population of more than forty thousand and less than one hundred thousand inhabitants, and to certain dependents; to provide for the creation of a board of trustees to supervise and administer a pension fund; to provide for the creation, maintenance and administration of a pension fund; to provide that nothing in this Act shall in any manner affect the right of any confirmed member of the fire department of cities of the first class having a population of more than forty thousand and less than one hundred thousand inhabitants to receive the pension heretofore provided for by Sections 35-201, 35-202, 35-203 and 35-204, Compiled Statutes of Nebraska, 1929, except as the provisions thereof are expressly modified herein; to provide for contributions from members of fire department; to provide for payment into such pension fund of all rewards in money, fees, gifts, testimonials and emoluments, that may be paid or given for or on account of services rendered by any member of such fire department; to provide for method of financing, creation and disposition of certain funds; to provide for hearing and appeals; to provide that this Act shall be retroactive to firemen dismissed twelve months prior to February 1, 1937; to amend Sections 35-201, 35-202, 35-203 and 35-204, Compiled Statutes of Nebraska, 1929; to provide that said sections shall apply to paid fire departments in metropolitan cities and cities of the first class having a population of more than five thousand and less than forty thousand inhabitants; and to repeal said original sections.

LEGISLATIVE BILL NO. 474. By Comstock, Dunn (By request)

A Bill for an Act to permit Ernest H. Holms to sue the State of Nebraska in the District Court of Lancaster County, Nebraska, for the purpose of having a fair and impartial adjudication of his claim for damage sustained by him on account of the alleged taking and damaging of his property by the State of Nebraska, in the operation of the joint heating plant located on the grounds of the University of Nebraska, and operated by the Board of Regents of Nebraska for and on behalf of the State of Nebraska; to provide for the waiver of sovereignty on the part of the State of Nebraska for the prosecution of said suit; to create a liability on the part of the State of Nebraska in the premises; and to provide for payment thereof in event the defendant secures judgment; and to declare an emergency.

LEGISLATIVE BILL NO. 475. By Comstock (By request)

A Bill for an Act to amend Sections 16-206 and 17-436, Compiled Statutes of Nebraska for the year 1929, relating to the levying and collecting of license and occupation taxes and to repeal said original sections.

LEGISLATIVE BILL NO. 476. By Diers (By request)

A Bill for an Act relating to commodity credits; to provide for the establishment of commodity warehouses licensed by the State of Nebraska and under its control and supervision; to provide for the issuance of commodity credits negotiable in character; to provide for the appointment by the Governor of necessary officers, their duties, and the regulation of such commodity depositories; to provide for a commodity price index; to provide for the payment of fees, services and salaries; to provide for the acceptance of commodity credit by the state as legal tender; to provide who may be licensees and when such licenses shall be revoked; to provide for the bonding of officers and licensees; and to provide penalties for the violation of the provisions of this Act.

LEGISLATIVE BILL NO. 477. By Von Seggern.

A Bill for an Act relating to schools; to provide that no claim shall be allowed by the district board of trustees or by the board of education, as the case may be, in all school districts except in school districts containing less than one hundred fifty children between the ages of five and twenty-one years as shown by the last school census, unless said claim shall have been read in open school board meeting or in open board of education meeting and published one time in a legal newspaper published in or of general circulation in said school district; to require the publication of the annual report of treasurers of said school districts before April first of each year; to provide penalties for the violation thereof; and to declare an emergency.

LEGISLATIVE BILL NO. 478. By Brady.

A Bill for an Act declaring to be an unlawful monopoly and its purposes to be in restraint of trade, any combination of persons, firms or corporations which determines the amount of money to be paid to it or to its members for the privilege of rendering publicly for profit copyrighted vocal or instrumental musical compositions, when such combination is composed of a substantial number of all musical composition copyright owners or their heirs, successors or assigns; to require the composer, author, or publisher of vocal or instrumental copyrighted musical compositions, to act independently of any combination as herein declared unlawful, and to independently determine and specify upon the musical composition the selling price thereof; to declare that any purchaser thereof, who pays such price therefor, shall have the right to render such music publicly for profit; to declare all existing agreements exacting pay for the rendition of copyrighted musical compositions publicly for profit made with any combination of persons, firms or corporations herein declared unlawful, to be void and non-enforceable, and the purchaser, or his vendee, of such copyrighted music may render the same publicly for profit without interference by such unlawful combination; to provide penalties for the violations hereof; to empower the county attorneys, and the Attorney General, upon complaint of any party aggrieved by any violation hereof to proceed to enforce the penalties hereof against any representative or the property of said unlawful combination; to define the method of service of process upon such combination as herein declared illegal; to empower any party aggrieved by any violation hereof to proceed in his own right to enforce the provisions hereof; to recover damages for any injury sustained; to recover costs, expenses, and attorneys' fees; to provide that any part of this act declared illegal shall not affect the validity of the remaining parts hereof; and to declare an emergency.

LEGISLATIVE BILL NO. 479. By McMahon.

A Bill for an Act to regulate the sale of malt, spirituous and vinous liquors; to provide penalties for and enforce said regulations, and to repeal Sections 53-345, 53-374, 53-391 and 53-392 of the 1935 Cumulative Supplement to the Compiled Statutes of Nebraska, 1929, and to regulate the license and sale of malt, spirituous and vinous liquors.

LEGISLATIVE BILL NO. 480. Bq Ernest A. Adams, Tvrdik, John Adams, Jr., W. R. Johnson, Thomas.

A Bill for an Act to amend Section 14-1102, Compiled Statutes of Nebraska for 1929, said section being a part of an act found as Chapter 111, Session Laws for 1921, the title to said act being: "An Act creating metropolitan utilities districts and defining, prescribing and regulating their duties, powers and government, and declaring an emergency"; to amend said section by granting additional power and authority to such metropolitan utilities districts as follows: to own, construct, equip, maintain and operate a sewage or sewerage disposal plant, and to construct, improve, extend, maintain and operate sewer lines or systems necessary in connection with such disposal plant; to make rules and regulations governing the same; to acquire property by gift, purchase or condemnation for such purposes; to issue and sell revenue bonds, the proceeds to be used for such purposes; to fix and require payment of a service charge from those whose premises are served by said disposal plant and sewerage system, the proceeds from said charge to be used to pay the principal of and interest upon said revenue bonds, and costs and expenses of maintaining and operating said disposal plant and sewerage system; to give a mortgage upon any such disposal plant and sewerage system, constructed by the district, to secure the payment of said revenue bonds; to exercise such powers, either within the limits of such district, or within ten (10) miles thereof; to repeal said original Section 14-1102, Compiled Statutes for 1929; and to declare an emergency.

LEGISLATIVE BILL NO. 481. By Ernest A. Adams, Thomas, Trvdik, Worthing, John Adams, Walter R. Johnson.

A Bill for an Act to amend Sections 18-1401, 18-1402, 18-1405 and 18-1406, C. S. Supp., 1933, found also as a part of Chapter 146, Session Laws for 1933, the title to said act being: "An Act authorizing cities and villages to provide a sanitary means of disposing of the sewage and night soil thereof; to charge owners or occupants of premises therefor; to raise money and issue bonds to erect, extend or improve and maintain sewerage systems and sewage disposal plants, and to authorize municipalities to grant franchises and enter into contracts with private corporations for the construction and operation of sewerage systems and sewage disposal plants"; to amend said sections by granting power and authority to cities and villages as follows: to issue general obligation bonds and cause the levy of a tax upon the taxable property within the limits of any such city or village, the proceeds of such bonds and tax levy to be used for the purposes of said Act; to contract with a corporation with reference to the purposes of said act. Providing that the powers granted shall be in addition to power existing in cities or villages pursuant to law or charter, and that the powers in said act as amended to issue mortgage bonds, general obligation bonds and cause the levy of a tax shall be free from the provisions of any statute or charter fixing the maximum amount of bonds which cities and villages may issue, or the maximum amount of tax which they may cause to be levied; to repeal said original Sections 18-1401, 18-1402, 18-1405 and 18-1406, C. S. Supp., 1933, and to declare an emergency.

LEGISLATIVE BILL NO. 482. By Schultz.

A Bill for an Act to provide for estimates of the value of school lands within each county to be made by the local assessors and transmitted to the Board of Educational Lands and Funds of the State of Nebraska.

LEGISLATIVE BILL NO. 483. By Committee on Education.

A Bill for an Act to amend sections 72-201, C. S. 1929, as amended by section 1 of chapter 163 of the Laws of 1935; 72-217, C. S. 1929, as amended by section 10 of chapter 163 of the Laws of 1935; 72-220, C. S. 1929, as amended by section 13 of chapter 163 of the Laws of 1935; 72-223, C. S. 1929; and 72-236, C. S. 1929, as amended by section 18 of chapter 163 of the Laws of 1935, relating to educational lands and funds; to provide that the Board of Educational Lands and Funds shall appoint a secretary and to fix his salary; to provide five year term for leases of unsold school lands and to require lessees to provide good and sufficient bond for payment of rent to be approved by the Board; to require assignees of leases of school lands to pay six months rent in advance and give bond for payment of rents to impart validity to assignments and entitle same to record; to define and prohibit the commission of waste or trespass by lessees or others on school lands, to make the same a misdemeanor and provide a penalty therefor; to require amortization over a ten year period of principal amount of purchase price on sales of school lands; and to repeal said original sections.

LEGISLATIVE BILL NO. 484. By Dafoe.

A Bill for an Act to amend Section 30-601, Section 30-609, Section 30-701, Section 30-702, Section 30-703, Section 30-705, Compiled Statutes of Nebraska, 1929, and Section 30-704, C. S. Supp., 1933 and 1935; relating to the allowance and payment of claims against the estate of decedents; to provide that only unsecured contingent claims can be filed and allowed against the estates of decedents; and to repeal said original sections, and the substitution in lieu thereof of amended sections; and to declare an emergency.

LEGISLATIVE BILL NO. 485. By Miller.

A Bill for an Act relating to health; to provide reimbursement for hospitals on account of expenses of the care of indigent persons injured in motor vehicle accidents; to amend Section 30-1405, Compiled Statutes of Nebraska, 1929; to amend Sections 68-101, 68-103, 68-105, 68-110, 68-111, 68-112, 68-113, 68-114, 68-115 and 68-116, C. S. Supp., 1935; and to repeal said original sections.

LEGISLATIVE BILL NO. 486. By Walter R. Johnson, Dafoe, Armstrong, Ernest A. Adams.

A Bill for an Act to amend Section 39-1607, Compiled Statutes of Nebraska, 1929, relating to the authority of the Department of Public Works to decide whether the State of Nebraska shall join in the construction of any inter-state bridge, and the use of Federal Aid Funds; and to repeal said original section.

LEGISLATIVE BILL NO. 487. By Walter R. Johnson, Dafoe, Armstrong, Ernest A. Adams.

A Bill for an Act to repeal Section 39-1604, Compiled Statutes of Nebraska, 1929, relating to the use of the gasoline highway fund for the construction of inter-state bridges.

LEGISLATIVE BILL NO. 488. By Pizer (By Request).

A Bill for an Act to amend Section 79-1003, C. S. Supp., 1933, relating to schools; to regulate tuition paid by boards of regents of county high schools districts; and to repeal said original section.

LEGISLATIVE BILL NO. 489. By Pizer, Murphy.

A Bill for an Act to amend Section 81-6318, Compiled Statutes of Nebraska, 1929, relating to water appropriations; and to repeal said original section.

LEGISLATIVE BILL NO. 490. By Pizer, Murphy.

A Bill for an Act to amend Section 46-617, Compiled Statutes of Nebraska, 1929, relating to reservoirs; and to repeal said original section.

LEGISLATIVE BILL NO. 491. By Pizer, Murphy.

A Bill for an Act to amend Section 46-104, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 106, Session Laws of Nebraska, 1935, relating to water appropriations; and to repeal said original section as amended.

LEGISLATIVE BILL NO. 492. By Pizer, Murphy.

A Bill for an Act to amend Section 81-6317, Compiled Statutes of Nebraska, 1929, relating to water appropriations, and to repeal said original section.

LEGISLATIVE BILL NO. 493. By Pizer, Murphy.

A Bill for an Act to define the duties and powers of the State Engineer for the Department of Roads and Irrigation and said department relating to appropriations of water for irrigation, power and other useful purposes under the provisions of the laws of the State of Nebraska granting rights thereto; also giving the State Engineer for the Department of Roads and Irrigation jurisdiction over the regulation and control of irrigation, power and drainage works; providing for procedure before said State Engineer for said Department in the determination of rights under said laws; and providing appeals from the decisions of said State Engineer; and to repeal Sections 81-6314 and 81-6315, Compiled Statutes of Nebraska, 1929, and all Acts and parts of Acts in conflict herewith; and to declare an emergency.

LEGISLATIVE BILL NO. 494. By Pizer, Murphy.

A Bill for an Act relating to the appropriation of waters from the streams of Nebraska for irrigation, manufacturing, power and other purposes; to provide for the control thereof and the return of said waters to the water course from which it was diverted; and to repeal Sections 46-508 and 46-620, Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 495. By Dunn.

A Bill for an Act to amend Section 72-2218, C. S. Supp., 1933, relating to inheritance tax money; to provide that such money now in the hands of the county treasurer or hereafter collected by the county treasurer, up to and including March 1, 1939, shall be credited and shall inure to the general fund of the county, and during said period shall be expended solely for the relief of worthy poor persons; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 496. By Dunn, Gantz.

A Bill for an Act to amend Sections 8-169, 8-127, 8-198 and 8-1,100, C. S. Supp., 1935, relating to banks and banking; to provide for voluntary liquidation of solvent state banks; to provide for the issuance of a charter authorizing a bank to do a banking business; to provide for the filing of claims in the liquidation of insolvent state banks; to provide for judicial review of the order of the Superintendent of Banks Classifying or rejecting claims, and to repeal said original sections, and to repeal Sections 8-125, 8-189, (b) 8-194, C. S. Supp. 1935, 8-196, Compiled Statutes of Nebraska, 1929, 8-1,121, 8-1,134, 8-1,135, 8-1,136, 8-1,137, 8-1,138 and 8-1,139, C. S. Supp. 1935.

LEGISLATIVE BILL NO. 497. By Dafoe.

A Bill for an Act to amend Section 31-104, Compiled Statutes of Nebraska, 1929, relating to drainage; to eliminate the requirement that a bond must accompany the petition for drainage improvements made, to the county board; and to repeal said original section.

LEGISLATIVE BILL NO. 498. By Dafoe.

A Bill for an Act to amend Section 24-607, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 46, Session Laws of Nebraska, 1935; relating to corporations; to provide that Chambers of Commerce and Junior Chambers of Commerce shall be corporations under the names and titles designated in their constitutions with all privileges and immunities as such; to repeal said original section as amended; and to declare an emergency.

LEGISLATIVE BILL NO. 499. By Neubauer, Carpenter, Wells, Brodecky.

A Bill for an Act relating to the dairy industry authorizing the Governor to appoint a chief of Bureau of Dairies, Foods and Drugs; defining the powers and duties of such Chief of Bureau; defining certain dairy products and fixing grades and standards thereof; licensing and defining dairy manufacturers, buying stations, cream buyers and testers; establishing rules of structure and sanitation in relation to cream buying stations; requiring certain branding and state inspection of utensils and property; fixing conduct in relation to buying prices; providing for seizure, condemnation and recovery of certain diary products; also authorizing the Director of the Department of Agriculture and Inspection to make rules and regulations for carrying out the provisions of this Act; providing a penalty for violation of the provisions hereof; to repeal Sections 81-1011, 81-1012 and 81-1013, Compiled Statutes of Nebraska, 1929; and to repeal all acts and parts of Acts in conflict herewith.

LEGISLATIVE BILL NO. 500. By Dafoe, Cady, Schultz.

A Bill for an Act to repeal Sub-section 26-F and Section 91, Chapter 116, Session Laws of Nebraska, 1935, relating to the issuance of licenses to sell alcoholic liquors, including beer, at retail, outside the corporate limits of cities and villages, and to declare an emergency.

LEGISLATIVE BILL NO. 501. By Dafoe.

A Bill for an Act to amend Section 27-601, Compiled Statutes Supplement, 1933, as amended by Section 1, Chapter 68, Session Laws of Nebraska, 1935, relating to fiduciaries; to provide for notice as the court shall direct to all persons interested prior to approval by the court of investment of guardian's funds; to repeal said original section as amended; to repeal Section 38-506, Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 502. By Carsten (By Request).

A Bill for an Act to provide for the relief of Nebraska school districts; to provide for an appropriation from the General Fund of a sum sufficient to pay the tuition for children attending school in this state when the parent of such child or children is engaged in the service of the United States' Army, Navy or Marine Corps in this state; and to declare an emergency.

LEGISLATIVE BILL NO. 503. By Trvdik, Worthing.

A Bill for an Act to amend Section 32-2133, Compiled Statutes of Nebraska, 1929, relating to elections; to provide a penalty for hindering registration and falsely representing a registration or election official or the giving of misinformation concerning registration; and to repeal said original section.

LEGISLATIVE BILL NO. 504. By Armstrong.

A Bill for an Act to repeal Sections 32-214 and 39-601 to 39-609 inclusive, Compiled Statutes, Nebraska, 1929, relating to road overseers.

LEGISLATIVE BILL NO. 505. By Armstrong.

A Bill for an Act relating to county government; to amend Section 26-716, Compiled Statutes, Nebraska, 1929, relating to surplus funds; and to repeal said original section.

LEGISLATIVE BILL NO. 506. By Armstrong.

A Bill for an Act relating to elections in cities of the first class, cities of the second class, and villages; to amend Sections 15-301, 16-301 and 17-509, Compiled Statutes, Nebraska, 1929, relating to the hours of such elections; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 507. By Armstrong.

A Bill for an Act relating to salaries of county clerks, county treasurers, and their deputies; to amend Section 33-131, Compiled Statutes, Nebraska, 1929, relating to such salaries; and to repeal said original section.

LEGISLATIVE BILL NO. 508. By Armstrong.

A Bill for an Act relating to cities and villages; to authorize cities and villages to invest funds deposited for meters in interest-bearing securities.

LEGISLATIVE BILL NO. 509. By Armstrong.

A Bill for an Act relating to cities of the second class and villages and to lands owned thereby; to authorize the leasing of such lands for terms of not to exceed five years.

LEGISLATIVE BILL NO. 510. By Armstrong.

A Bill for an Act relating to county courts; to amend Section 27-541, Compiled Statutes, Nebraska, 1929, and to repeal said original section.

LEGISLATIVE BILL NO 511. By Schultz (By Request.)

A Bill for an Act to amend Section 39-1424, Compiled Statutes of Nebraska, 1929, relating to highways and bridges; to provide that the State Engineer for the Department of Roads and Irrigation shall designate the legal newspaper in the county in which advertising for bids for state highway construction contracts shall be published; and to repeal said original section.

LEGISLATIVE BILL NO. 512. By Schultz (By Request).

A Bill for an Act to amend Sections 24-1307 and 24-1316, Compiled Statutes of Nebraska for 1929, relating to cooperative credit associations, and to repeal said original sections.

LEGISLATIVE BILL NO. 513. By Brandt.

A Bill for an Act to amend Section 60-309, C. S. Supp., 1935, relating to motor vehicle fuels; to provide the specifications with respect to signs or placards, and the legends thereon required to be posted on pumps indicating the sale price of all sales of motor vehicle fuels made on the premises of retail dealers; to repeal said original section; to repeal Article 6, Chapter 66, C. S. Supp., 1935; and to declare an emergency.

LEGISLATIVE BILL NO. 514. By Ernest A. Adams.

A Bill for an Act to amend Section 17-201, Compiled Statutes of Nebraska, 1929, relating to organization of villages, petition to county board, corporate limits, first officers, levy of taxes, bonded indebtedness and manner of incurring; and to repeal said original section.

LEGISLATIVE BILL NO. 515. By Hall.

A Bill for an Act to amend Section 16-713, C. S. Supp., 1933; to amend Section 2, Chapter 5, Session Laws of Nebraska, 1935, relating to revenue; to provide that the penal sum of depository bonds or the sum of the pledge of assets required of depositories of public funds of cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, school districts, municipal universities in cities of the metropolitan class and townships, may be reduced in the amount of said deposits insured by the Federal Deposit Insurance Corporation; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 516. By Ernest A. Adams, Worthing.

A Bill for an Act to amend Section 33-143, C. S. Supp., 1933, relating to fees and salaries; to provide for mileage allowances for jurors in counties having a population of more than one hundred and fifty thousand inhabitants; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 517. By Carl H. Peterson, Hall, Brandt.

A Bill for an Act to amend Section 83-741, Compiled Statutes of Nebraska, 1929, relating to state institutions; to provide the annual salaries of superintendents at state hospitals; and to repeal said original section.

LEGISLATIVE BILL NO. 518. By Carl H. Peterson, Dafoe.

A Bill for an Act to establish a legislative counsel bureau; to provide for the appointment of a chief of said bureau who shall be known as the legislative counsel for Nebraska; and fix the salary of said legislative counsel at four thousand dollars ($4,000.00), per annum; and to appropriate fifteen thousand dollars ($15,000.00), for the purpose of carrying out the provisions of this act; and to repeal sections 50-401, 50-402, 50-403, 50-404, 50-405, 50-406, and 50-407 of the Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 519. By Neubauer, Frost, Carpenter, Carsten, Wells, R. W. Johnson, John Adams, Jr.

A Bill for an Act relating to revenue; to provide for the levying of a tax on the business or occupation of operating and maintaining certain coin-operated devices in this state; to provide that the proceeds of said tax shall be credited to the State Assistance Fund for allocation and distribution as provided by law; to provide that the Tax Commissioner shall enforce and administer the provisions of this Act; to prescribe his powers and duties thereunder; to appropriate the sum of two thousand dollars out of the general fund in the state treasury to provide for the initial costs of administration; to require reimbursement of the same; to provide that the moneys collected hereunder shall never be construed as license moneys; to provide for specific appropriations for the maintenance of said activity during any biennium; to provide a constitutionality clause; to declare rules of construction hereunder; to provide penalties for the violation hereof; and to declare an emergency.

LEGISLATIVE BILL NO. 520. By Thomas.

A Bill for an Act to repeal Section 24-205, Compiled Statutes of Nebraska, 1929, relating to corporations; and to declare an emergency.

LEGISLATIVE BILL NO. 521. By Dunn, Gantz.

A Bill for an Act to amend Section 42-340 Compiled Statutes of Nebraska, 1929, relating to decrees of divorce; to provide that all costs properly taxable in the case shall be paid before decrees of divorce become final; and to repeal said original section.

LEGISLATIVE BILL NO. 522. By Dafoe, Norton.

A Bill for an Act relating to public power districts, public irrigation districts, public power and irrigation districts; to amend Sections 70-701, 70-702, 70-703, 70-704, 70-705, 70-706,70-709, 70-712, 70-713, 1933 Cumulative Supplement to Compiled Statutes of Nebraska for 1929; to repeal said original sections, and to declare an emergency.

LEGISLATIVE BILL NO. 523. By Cady, Dafoe.

A Bill for an Act to amend Section 50, Chapter 116, Session Laws of Nebraska, 1935, relating to liquors; to fix the amount of gallonage tax to be paid on the manufacture of or the distribution at wholesale of alcoholic liquors; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 524. By Thomas, Murphy, Armstrong, Miller, Gantz, R. W. Johnson, Ashmore, Carpenter, Knickrehm, Carl H. Peterson, Ernest A. Adams.

A Bill for an Act to provide for a commission for the study, survey and investigation of state and county government and all branches, offices and institutions thereof; to provide a method of selection of its members; to determine the duties, powers and authority of the commission, its members, accountants and attorneys; to provide penalties; to appropriate the sum of $15,000.00 out of the general fund of the State of Nebraska, or so much as is necessary therefor, and to declare an emergency.

LEGISLATIVE BILL NO. 525. By Ernest A. Adams.

A Bill for an Act relating to revenue and to insurance companies;

to amend Section 77-902, Compiled Statutes of Nebraska, 1929, relating to premium taxes; and to repeal said original section.

LEGISLATIVE BILL NO. 526. By R. W. Johnson (By request)

A Bill for an Act to amend Sections 81-5102, 81-5103, 81-5104, Compiled Statutes of Nebraska, 1929, as amended by Sections 81-5102, 81-5103, and 81-5104, C. S. Supplement of Nebraska, 1935, relating to Installment Investment Companies; to prescribe the duties of the department of banking and the superintendent of banking with reference thereto; to prescribe necessary rules and regulations governing all applications for certificates of approval; precribing the amount of paid-up capital necessary to obtain such certificates of approval by the department of banking for the operation of an installment investment company; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 527. By Haycock, Howard, Miller.

A Bill for an Act to amend Section 33-131, (a), Compiled Statutes of Nebraska, 1929, relating to fees and salaries; to prescribe the salaries of the county clerks in the several counties of Nebraska; and to repeal said original subsection.

LEGISLATIVE BILL NO. 528. By Pizer, Murphy.

A Bill for an Act to amend Section 81-6311, Compiled Statutes of Nebraska, 1929, to provide for a change from a calendar year to a water year and to repeal said original section 81-6311, Compiled Statutes of Nebraska, 1929.

LEGISLATIVE BILL NO. 529. By Tvrdik, Dafoe.

A Bill for an Act to amend Sections 21-1402 and 22-1202, Compiled Statutes of Nebraska, 1929, relating to forcible entry and detention; to provide that any tenant who has failed, neglected or refused to pay his rent when due shall be deemed a tenant at sufferance; to provide that demand for rent upon the day due shall not be necessary in order to work a forfeiture; and to repeal said original section.

LEGISLATIVE BILL NO. 530. By Armstrong, Dafoe.

A Bill for an Act relating to Municipal Courts; to amend Sections 22-101, 22-102, 22-106, and 22-201, Compiled Statutes, Nebraska, 1929; and to repeal said original sections.

LEGISLATIVE BILL NO. 531. By Dafoe, Brady, Brodecky, Hall, Roy W. Johnson.

A Bill for an Act to create a State Planning Board; to provide for a study, plan and report of a ten-year repair and building program for the institutions of the state of Nebraska; to provide for a study and report upon the resources of Nebraska; to provide for the appointment of certain members of said board by the Governor; to define the terms of such appointments; to provide for the filling of vacancies therein; to make the State Engineer and Tax Commissioner ex officio members of said board; to define the organization powers duties, purposes, remuneration, place of office, business, rules, reports, expenditures and other activities of said board; and to declare an emergency.

LEGISLATIVE BILL NO. 532. By Tvrdik, Carl H. Peterson.

A Bill for an Act to amend Section 25, Chapter 116, Session Laws of Nebraska, 1935, relating to liquors; to limit the number of retail liquor licenses to be issued in cities or villages according to their population; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 533. By Wells, Neubauer, Norton.

A Bill for an Act relating to carriers; to require railways and railroad corporations or lessees thereof operating within the state of Nebraska and having their repair shops in the state to repair, renovate and rebuild and overhaul all defective or broken cars, coaches, locomotives or other equipment in the state of Nebraska; to prohibit any railway or railroad corporation from removing any defective cars out of the state to be repaired, renovated or rebuilt; and to provide penalties for the violation of the provisions of this Act.

LEGISLATIVE BILL NO. 534. By Ernest A. Adams.

A Bill for an Act to create a Department of Passenger and Freight Elevator Inspection for the State of Nebraska; providing for location of its principal office; providing for and defining its power and authority; providing for the formulation and adoption of minimum safety requirements for the construction, installation, maintenance, inspection and operation of passenger and freight elevators, dumb waiters, escalators, and similar equipment; providing for the formulation and adoption of a schedule of reasonable inspection fees for the inspection of such equipment; creating the office of State Elevator Inspector, and providing for his appointment, qualifications, tenure in office, and salary, and defining the powers and duties of the State Elevator Inspector; providing for the appointment of a Committee to assist in the formulation and adoption of minimum safety requirements for the construction, installation, maintenance, inspection, and operation of passenger and freight elevators, dumb waiters, escalators, and similar equipment, and of a schedule of reasonable inspection fees for the inspection of such equipment; providing for public hearings before the adoption of such minimum safety requirements and schedule of inspection fees; providing for the amendment or modification thereof; providing for the disposition of such fees; providing for the enforcement of said Act, and for a penalty for the violation thereof; providing for the maintenance and expenses of said Department; and providing for an appropriation for the expenses thereof, and for the salary of the said Inspector.

LEGISLATIVE BILL NO. 535. By Carlson.

A Bill for an Act relating to revenue; to repeal Article 21, Chapter 77, Compiled Statutes, Nebraska, 1929, and said article as amended by Sections 77-2101, 77-2123, 77-2127 and 77-2136, Compiled Statutes, Nebraska, Supplement, 1933 (1935) relating to state tax suits ("Scavenger law"); to amend Sections 77-1903, 77-2021, 77-2040, 77-2041, 77-2047, 77-2050, 77-2053, Compiled Statutes, Nebraska, 1929, and Section 77-2020, Compiled Statutes, Nebraska, 1929, and said section as amended by Section 77-2020, Compiled Statutes, Nebraska, Supplement, 1933 (1935) and Section 77-2039, Compiled Statutes, Nebraska, 1929, and said section as amended by Chapter 162, Laws of Nebraska, 1935, all relating to collection and redemption of taxes; to repeal said original sections; to provide that hereafter delinquent taxes may be redeemed before the expiration of the period of redemption by payments of such taxes with interest and costs by years; to enact saving and extension clauses and to declare an emergency.

LEGISLATIVE BILL NO. 536. By Haycock.

A Bill for an Act to amend Section 28, Chapter 28, Session Laws of Nebraska, 1935, Special, relating to public welfare and social security; to provide for the levy and collection of a per capita tax of twenty-five dollars on certain aliens and for the credit of the tax so levied to the State Assistance Fund; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 537. By Brodecky.

A Bill for an Act to amend Sections 28-435 and 28-437, Compiled Statutes, Nebraska, 1929, relating to mariguana, hashish, cannibas and fiber hemp; and to repeal said original sections

LEGISLATIVE BILL NO. 538. By John Adams, Jr. (By request)

A Bill for an Act relating to county employees; to provide for the pensioning of such employees after twenty years of active and faithful service.

LEGISLATIVE BILL NO. 539. By John Adams Jr. (By request)

A Bill for an Act relating to state employees; to provide for the pensioning of such employees after twenty years of active and faithful service.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 284. By Von Seggern.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 285. By Wells, Carpenter.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 286. By Von Seggern.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 287. By Haycock.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 288. By Haycock.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 289. By Dunn.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 290. By Dunn.

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 291. **By Dafoe** (By request)

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 292. **By Diers, Dunn, Carsten, Brodecky, Wells, Haycock.**

Referred to Committee on Education.

LEGISLATIVE BILL NO. 293. **By Ernest A. Adams** (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 294. **By Ernest A. Adams** (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 295. **By Ernest A. Adams.**

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 296. **By Brandt.**

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 297. **By McMahon.**

Referred to Committee on Government.

LEGISLATIVE BILL NO. 298. **By McMahon.**

Referred to Committee on Government.

LEGISLATIVE BILL NO. 299. **By McMahon.**

Referred to Committee on Government.

LEGISLATIVE BILL NO. 300. **By Regan, Pizer, Worthing, Knickrehm, Howard, Miller.**

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 301. **By Regan, Pizer, Worthing, Knickrehm, Howard, Miller.**

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 302. By Wells, Carpenter.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 303. By Pizer.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 304. By Norton.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 305. By Norton.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 306. By Norton.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 307. By Miller.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 308. By Thomas.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 309. By Neubauer.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 310. By Ashmore.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 311. By Diers.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 312. By Neubauer, Cady, Howard, Frost, Brodecky, Carsten, Carlson, Ernest A. Adams, Roy W. Johnson, Norton.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO 313. By Tvrdik, Carl H. Peterson.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 314. By Walter R. Johnson.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 315. By Cady.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 316. By Armstrong.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 317. By Worthing.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 318. By Hall.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 319. By Hall.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 320. By Committee on Appropriations.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 321. By Committee on Appropriations.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 322. By Wells, Strong, McMahon.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 323. By McMahon, Brady, Tvrdik.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 324. By Strong, Brady, Brandt.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 325. By Tvrdik, Brady, Carl H. Peterson, Brandt, Wells.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 326. By Strong, Brady, Brandt.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 327. By Committee on Appropriations.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 328. By John Adams, Jr., McMahon.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 329. By Committee on Appropriations.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 330. By Committee on Appropriations.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 331. By Brandt.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 332. By McMahon.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 333. By McMahon.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 334. By Hall, Dunn, Carl H. Peterson, Brandt.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 335. By Armstrong, Carsten, Carl H. Peterson, John B. Peterson, Cady, Reynolds.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 336. By Armstrong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 337. By Regan.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 338. By Dunn.

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 339. By Haycock, Armstrong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 340. By Frost, Neubauer, Roy W. Johnson, Brodecky, Howard, Cady, Knickrehm, Ernest A. Adams.

Referred to Committee on Agriculture.

MOTION—To Recess

On motion of Mr. Norton at 1:15 P. M. the Legislature recessed until 5:00 P. M.

AFTER RECESS

The Legislature reconvened at 5:00 P. M.

Speaker Warner presiding.

The roll was called and all members were present, except McMahon.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 540. By Dunn, Slepicka.

A Bill for an act to permit Glenn E. Boylan, of the City of Lincoln, Lancaster County, Nebraska, to file suit against the State of Nebraska in the District Court of Lancaster County, Nebraska, for the purpose of having a fair and impartial adjudication of his claim for damages in tort for property damage sustained by him on February 4, 1936, when a snow plow belonging to the State of Nebraska, ran into his automobile at a point in and near Friend, Nebraska; to provide for the waiver of sovereignty on the part of the State of Nebraska for the prosecution of said suit; to admit and create liability and to permit recovery of damages against the State of Nebraska in the premises, if any there be; to waive the defense of the statute of limitations on behalf of said State; and to declare an emergency.

LEGISLATIVE BILL NO. 541. By John B. Peterson.

A Bill for an Act to amend Section 26-1507, Compiled Statutes of Nebraska, 1929, relating to county government and officers; to provide that the coroner may issue subpoenas within the state of Nebraska for witnesses; and to repeal said original section.

LEGISLATIVE BILL NO. 542. By John B. Peterson.

A Bill for an Act to amend Section 28-524, Compiled Statutes of Nebraska, 1929, relating to crimes and punishments; to provide penalties for chicken or poultry stealing; to provide a saving clause; to repeal said original section; and to declare an emergency.

LEGISLATIVE BILL NO. 543. By Dunn, Von Seggern.

A Bill for an Act to establish an unpaid Commission on Intergovernmental Cooperation; and to declare an emergency.

LEGISLATIVE BILL NO. 544. By Committee on Appropriations.

A Bill for an Act to amend Section 66-403, C. S. Supp., 1933, relating to motor vehicle fuels; to fix the amounts of bonds to be given by dealers therein; and to repeal said original section, and to declare an emergency.

LEGISLATIVE BILL NO. 545. By Brady.

A Bill for an Act to amend Section 44-409, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 98, Session Laws of Nebraska, 1935, relating to insurance; to provide procedure for the supervision and licensing of insurance companies; and to repeal said original section as amended.

LEGISLATIVE BILL NO. 546. By Worthing (By request)

A Bill for an Act to amend Section 25 of House Roll No. 128, 50th Session of the Legislature of the State of Nebraska, 1935, and to repeal said Section 25 as now existing, and to declare an emergency.

LEGISLATIVE BILL NO. 547. By Comstock (By request)

A Bill for an Act to amend section 44-211, Compiled Statutes of Nebraska, 1929, relating to insurance; to provide that the directors of Insurance for the Department of Insurance shall compile and have printed by the state all books and insurance laws and insurance rulings in pamphlet form for distribution; and to repeal said original section.

LEGISLATIVE BILL NO. 548. By Comstock (By request)

A Bill for an Act to amend Section 44-407, Compiled Statutes of Nebraska, 1929, relating to insurance; to provide the purpose for which mutual companies may borrow money; and to repeal said original section.

LEGISLATIVE BILL NO. 549. By Comstock (By request)

A Bill for an Act relating to insurance; to require a reserve deposit for foreign or alien insurance companies; and to provide for the investment of said deposits or for an additional two per cent tax on the gross premiums of said companies.

LEGISLATIVE BILL NO. 550. By Comstock (By request)

A Bill for an Act to amend Section 44-343, Compiled Statutes of Nebraska, 1929, relating to insurance; to prohibit the licensing of companies with similar names liable to mislead the public as to their identity; and to repeal said original section.

LEGISLATIVE BILL NO. 551. By Armstrong.

A Bill for an Act to provide for the conveyance to the city of Nebraska City, in Otoe County, Nebraska, a municipal corporation, of all of Block Ninety-six (96), in Greggsport Addition to the city of Nebraska City, in Otoe County, Nebraska.

L. B. No. 145 Withdrawn

By unanimous consent of the Legislature, Mr. Dafoe withdrew L. B. No. 145.

MOTION—To Adjourn

At 5:25 P. M. on motion of Mr. Norton, the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

THIRTY-FIRST DAY

Legislative Chamber,

Lincoln, Nebraska, February 16, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Thirtieth day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Frost, Mr. Haycock, John B. Peterson, Mr. Brandt, Mr. Nuernberger, Walter R. Johnson, Mr. Carpenter, Carl H. Peterson, Mr. Carsten, Mr. Wells, Mr. Von Seggern, Mr. Carlson, Roy W. Johnson, Mr. Warner, Mr. Regan, Mr. Schultz, and Mr. Comstock; all opposing the "Itinerant Merchant" bill; Mr. Brodecky, opposing the "live stock sales ring" bill; Mr. Regan, opposing amendment to the gasoline tax law; Mr. Slepicka, opposing the Child Labor Amendment; and Mr. Carpenter, opposing the "Mercy Death" bill.

COMMUNICATIONS

A letter was read from Mrs. Alsa A. Worley, acknowledging with appreciation the sentiment expressed by the Legislature in its resolution on the death of her husband.

NOTICE OF COMMITTEE HEARINGS

Appropriations

L. R. No. 4, Friday, February 26, 1937, 2:00 P. M.

L. B. No. 249, Friday, February 26, 1937, 2:30 P. M.

Claims and Deficiencies

L. B. No. 188, Monday, February 22, 1937, 2:00 P. M.

L. B. No. 253, Monday, February 22, 1937, 2:00 P. M.

L. B. No. 291, Monday, February 22, 1937, 2:00 P. M.

L. B. No. 295, Monday, February 22, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Claims and Deficiencies

LEGISLATIVE BILL NO. 27. Placed on General File.
LEGISLATIVE BILL NO. 161. Placed on General File.

Senator Cady's resolution granting Henry Fischer and Frank Fischer authority to sue the State of Nebraska in the District Court of Washington County reported to the Legislature with the recommendation that it be adopted.

(Signed) R. M. HOWARD, Chairman.

Judiciary

LEGISLATIVE BILL NO. 126. Placed on General File.

Resolution in regard to memorializing Congress relative to reorganization of Federal Courts reported to the Legislature with the recommendation that it be adopted as amended.

RESOLUTION

Memorializing the Congress of the United States to Oppose the Plan for the Reorganization of the Federal Courts as Now Introduced in Congress.

WHEREAS, there has been introduced in the Congress of the United States a plan providing for the retirement of all Federal judges over the age of seventy years, or the appointment of an additional judge for each judge over that age, and for the increase of the number of judges upon the Supreme Court of the United States, and

WHEREAS, the Constitution of the United States provides means whereby it may be amended to provide for reorganization of the Federal courts if the same be necessary, and

WHEREAS, the Legislature of the State of Nebraska is opposed to said plan and the passage of said legislation,

NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That the Legislature of the State of Nebraska hereby respectfully petitions and memorializes the Congress of the United States to oppose the plan now introduced in the Congress, or any similar plan for the increasing of the number of judges upon the Supreme Court of the United States, or for the mandatory retirement of Federal Judges over the age of seventy years.

2. That the Chief Clerk of this Legislature is hereby ordered and directed forthwith to forward a copy of this resolution, properly authenticated and suitably engrossed, to the presiding officer of the United States Senate and to the Speaker of the House of Representatives of the United States Congress, and to the senators and congressmen representing the State of Nebraska in the Congress.

(Signed) CHARLES A. DAFOE, Chairman.

MOTION—To Notify Chairman

Mr. President: I move that the Chairman of each Standing Committee notify the introducer of any Legislative Bill, coming before his respective committee, on the morning the bill is taken up, by card of notice.

(Signed) JOHN D. REYNOLDS.

SUBSTITUTE MOTION

Mr. President: I move, as a substitute motion, that it be suggested to each chairman of standing committees, that each introducer be notified of hearing date before committee at the time the hearing date is fixed by the committee.

(Signed) THOMAS.

The substitute motion prevailed.

BILLS WITHDRAWN

By unanimous consent of the Legislature, L. B. No. 160 was withdrawn by Mr. Nuernberger; L. B. No. 488 was withdrawn by Mr. Pizer; and L. B. No. 479 was withdrawn by Mr. McMahon.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 4.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 341. By Comstock.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 342. By Comstock (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 343. By Haycock, W. R. Johnson.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 344. By Committee on Public Health and Miscellaneous Subjects (By request)

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 345. By McMahon, Miller.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 346. By Walter R. Johnson.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 347. By Thomas.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 348. By McMahon.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 349. By Dafoe.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 350. By Dunn.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 351. By Dunn.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 352. By Hall.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 353. By Carpenter (By request)

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 354. By Gantz.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 355. By Gantz.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 356. By Regan.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 357. By Worthing.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 358. By Slepicka, Wells, Carsten.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 359. By Ashmore (By request)

Referred to Committee on Education.

LEGISLATIVE BILL NO. 360. By Brandt.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 361. By Norton.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 362. By Norton, Neubauer.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 363. By Norton.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 364. By Haycock.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 365. By Haycock.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 366. By Carlson.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 367. By Regan, Hall.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 368. By Carsten (By request)

Referred to Committee on Government.

LEGISLATIVE BILL NO. 369. By Hall.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 370. By Ernest A. Adams.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 371. By Ernest A. Adams.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 372. By Ernest A. Adams.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 373. By John Adams, Jr., Frost.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 374. By John Adams, Jr., Frost.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 375. By John Adams, Jr., Frost.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 376. By John Adams, Jr., Frost.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 377. By John Adams, Jr., Frost.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 378. By John Adams, Jr., Frost.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 379. By John Adams, Jr., Frost.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 380. By John Adams, Jr., Frost.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 381. By John Adams, Jr., Frost.

Referred to Committee on Appropriations

LEGISLATIVE BILL NO. 382. By John Adams, Jr., Frost.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 383. By Von Seggern.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 384. By Wells (By request)

Referred to Committitee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 385. By Von Seggern.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 386. By John Adams, Jr.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 387. By Ernest A. Adams.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 388. By Ernest A. Adams.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 389. By Cady, Brodecky.

Referred to Committee on Legislative Administration

LEGISLATIVE BILL NO. 390. By Cady, Brodecky.

Referred to Committee on Legislative Administration.

LEGISLATIVE BILL NO. 391. By Von Seggern.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 392. By Von Seggern.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 393. By Norton.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 394. By Norton.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 395. By Norton.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 396. By Norton.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 397. By Carl H. Peterson.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 398. By John Adams, Jr. (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 399. By Dunn.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 400. By Carl H. Peterson.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 401. By Carl H. Peterson.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 402. By Carl H. Peterson.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 403. By Reynolds (By request)

Referred to Committee on Government.

LEGISLATIVE BILL NO. 404. By Von Seggern, Cady.

Referred to Committee on Drainage, Irrigation, and Water Power.

LEGISLATIVE BILL NO. 405. By Cady.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 406. By Dafoe, Murphy, Gantz, Carl H. Peterson, Reynolds.

Referred to Committee on Judiciary.

LEGISLATIVE BILL ON. 407. By Slepicka.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 408. By Gantz.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 409. By Gantz (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 410. By Gantz, Dunn.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 411. By Committee on Appropriations.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 412. By Committee on Appropriations.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 413. By Committee on Appropriations.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 414. By Brady.

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 415. By Haycock, Tvrdik, Frost, Diers, Worthing, Brandt, Ernest A. Adams, John Adams, Jr., Gantz, Armstrong.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 416. By Worthing, John Adams, Jr., Ernest A. Adams.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 417. By John Adams, Jr., Comstock.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 418. By Carsten (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 419. By Carsten (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 420. By Haycock, Strong, Von Seggern, Dafoe.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 421. By Norton.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 422. By Norton.

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 423. By McMahon.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 424. By Howard, Brady.

Referred to Committee on Drainage, Irrigation, and Water Power.

LEGISLATIVE BILL NO. 425. By Dunn.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 426. By Dunn.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 427. By Dunn.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 428. By Dunn.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 429. By Dunn.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 430. By Dunn.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 431. By Haycock, Gantz.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 432. By Tvrdik.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 433. By John Adams, Jr. (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 434. By Armstrong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 435. By Armstrong, Miller, Pizer.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 436. By Armstrong.

Referred to Committee of Labor and Public Welfare.

LEGISLATIVE BILL NO. 437. By Tvrdik.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 438. By Tvrdik (By request)

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 439. By Knickrehm (By request) **Gantz.**

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 440. By Knickrehm (By request)

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 441. By **John Adams, Jr.** (By request) **Knickrehm** (By request), **Neubauer** (By request)

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 442. By R. W. Johnson.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 443. By R. W. Johnson.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 444. By R. W. Johnson.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 445. By Haycock.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 446. By Tvrdik.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 447. By C. H. Peterson, Reynolds.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 448. By C. H. Peterson.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 449. By Knickrehm, Diers, Dunn.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 450. By Reynolds.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 451. By **Tvrdik** (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 452. By Comstock, Dunn.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 453. By Dunn.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 454. By Dunn.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 455. By Frost.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 456. By Frost.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 457. By Frost.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 458. By Brodecky, Frost.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 459. By Carl H. Peterson.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 460. By Carpenter (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 461. By Von Seggern, Cady.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 462. By Carl H. Peterson.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 463. By Neubauer (By request of Farm Bureau)

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 464. By Neubauer (By request of Department of Agriculture and Inspection)

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 465. By Neubauer (By request of Department of Agriculture and Inspection)

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 466. By Worthing (By request)

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 467. By Brodecky, Reynolds.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 468. By McMahon.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 469. By W. R. Johnson, Schultz, Carl H. Peterson.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 470. By Diers.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 471. By John Adams, Jr. (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 472. By Haycock.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 473. By Comstock, Dunn (By request)

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 474. By Comstock, Dunn (By request)

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 475. By Comstock (By request)

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 476. By Diers (By request)

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 477. By Von Seggern.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 478. By Brady.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 479. Withdrawn.

LEGISLATIVE BILL NO. 480. By Ernest A. Adams, Tvrdik, W. R. Johnson, Thomas, John Adams, Jr.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 481. By Ernest A. Adams, Thomas, Tvrdik, Worthing, John Adams, Jr., Walter R. Johnson.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 482. By Schultz.

Referred to Committee on Education.

LEGISLATIVE BILL NO. 483. By Committee on Education.
Referred to Committee on Education.

LEGISLATIVE BILL NO. 484. By Dafoe.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 485. By Miller.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 486. By Walter R. Johnson, Dafoe, Armstrong, Ernest A. Adams.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 487. By Walter R. Johnson, Dafoe, Armstrong, Ernest A. Adams.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 488.

Withdrawn.

LEGISLATIVE BILL NO. 489. By Pizer, Murphy.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 490. By Pizer, Murphy.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 491. By Pizer, Murphy.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 492. By Pizer, Murphy.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 493. By Pizer, Murphy.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 494. By Pizer, Murphy.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 495. By Dunn.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 496. By Dunn, Gantz.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 497. By Dafoe.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 498. By Dafoe.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 499. By Neubauer, Carpenter, Wells, Brodecky.

Referred to Committee on Agriculture.

LEGISLATIVE BILL NO. 500. By Dafoe, Cady, Schultz.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 501. By Dafoe.

Referred to Committee on Judiciary.

LEGISATIVE BILL NO. 502. By Carsten (By request)

Referred to Committee on Education.

LEGISLATIVE BILL NO. 503. By Tvrdik, Worthing.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 504. By Armstrong.

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 505. By Armstrong.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 506. By Armstrong.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 507. By Armstrong.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 508. By Armstrong.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 509. By Armstrong.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 510. By Armstrong.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 511. By Schultz (By request)

Referred to Committee on Public Highways and Bridges.

LEGISLATIVE BILL NO. 512. By Schultz (By request)

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 513. By Brandt.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 514. By Ernest A. Adams.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 515. By Hall.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 516. By Ernest A. Adams, Worthing.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 517. By Carl H. Peterson, Hall, Brandt.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 518. By Carl H. Peterson, Dafoe.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 519. By Neubauer, Frost, Carpenter, Carsten, Wells, R. W. Johnson, John Adams, Jr.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 520. By Thomas.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 521. By Dunn, Gantz.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 522. By Dafoe, Norton.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 523. By Cady, Dafoe.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 524. By Thomas, Murphy, Armstrong, Miller, Gantz, R. W. Johnson, Ashmore, Carpenter, Knickrehm, Carl H. Peterson, Ernest A. Adams.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 525. By Ernest A. Adams.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 526. By R. W. Johnson (By request)

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 527. By Haycock, Howard, Miller.

Referred to Committee on Government.

LEGISLATIVE BILL NO. 528. By Pizer, Murphy.

Referred to Committee on Drainage, Irrigation and Water Power.

LEGISLATIVE BILL NO. 529. By Tvrdik, Dafoe.

Referred to Committee on Judiciary.

LEGISLATIVE BILL ON. 530. By Armstrong, Dafoe.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 531. By Dafoe, Brady, Brodecky, Hall, R. W. Johnson.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 532. By Tvrdik (By request), **Carl H. Peterson.**

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 533. By Wells, Neubauer, Norton.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 534. By Ernest A. Adams.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 535. By Carlson.

Referred to Committee on Revenue.

LEGISLATIVE BILL NO. 536. By Haycock.

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 537. By Brodecky.

Referred to Committee on Public Health and Miscellaneous Subjects.

LEGISLATIVE BILL NO. 538. By John Adams, Jr. (By request)

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 539. By John Adams, Jr. (By request)

Referred to Committee on Labor and Public Welfare.

LEGISLATIVE BILL NO. 540. By Dunn, Slepicka.

Referred to Committee on Claims and Deficiencies.

LEGISLATIVE BILL NO. 541. By John B. Peterson.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 542. By John B. Peterson.

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 543. By Dunn, Von Seggern.

Referred to Committee on Appropriations.

LEGISLATIVE BILL NO. 544. By Committee on Appropriations.

Referred to Committee on Commerce and Communications.

LEGISLATIVE BILL NO. 545. By Brady.

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 546. By Worthing (By request)

Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 547. By Comstock (By request)

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 548. By Comstock (By request)

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 549. By Comstock (By request)

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 550. By Comstock (By request)

Referred to Committee on Banking and Insurance.

LEGISLATIVE BILL NO. 551. By Armstrong.

Referred to Committee on Judiciary.

BILLS ON THIRD READING

The following bill was read the third time and put upon passage:

LEGISLATIVE BILL NO. 191. (With emergency clause)

A Bill for an Act to amend Section 1, Legislative Bill No. 10, Fifty-second Session, Nebraska State Legislature, 1937, relating to the compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies and other incidental expenses incurred during said Fifty-second Session, Nebraska State Legislature; to reappropriate certain unexpended balances, in legislative funds created for the uses and purposes of the Fiftieth and the Fifty-first Sessions, Nebraska State Legislature; to repeal said original section; and to declare an emergency.

Whereupon, the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Dafoe
Diers
Dunn
Frost
McMahon
Miller
Murphy
Neubauer
Reynolds
Schultz
Slepicka
Strong

Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Cady
Gantz

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Appoint Committee

Mr. President: I move that a committee of three be appointed to arrange for the observance of Washington's Birthday.

(Signed) W. E. WORTHING.

The motion prevailed.

The Chair appointed Mr. Worthing, Mr. Dunn and Mr. Ashmore to serve on said committee.

MOTION—To Adjourn

At 11:55 A. M. on motion of Mr. Miller the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

THIRTY-SECOND DAY

Legislative Chamber,

Lincoln, Nebraska, February 17, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Thirty-first Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Armstrong, Mr. Carsten, Mr. Carlson, Mr. Frost, Mr. Schultz, Mr. Carpenter, Mr. Slepicka, Ernest A. Adams, and John B. Peterson, opposing the "Itinerant Merchant" bill; Mr. Schultz, favoring L. B. No. 127; Mr. Jurgensen, favoring L. B. No. 136; Mr. Tvrdik, favoring the Child Labor Amendment; Mr. Jurgensen, opposing the Child Labor Amendment; Mr. Tvrdik, opposing increased taxation; Mr. Cady, opposing L. B. 86; Mr. Armstrong, opposing the "Mercy Death" bill; and Mr. Carlson opposing gambling of all kinds in Nebraska.

NOTICE OF COMMITTEE HEARINGS

Drainage, Irrigation and Water Power

L. B. No. 85, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 87, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 89, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 129, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 198, Friday, February 26, 1937, 2:00 P. M.
L. B. No. 211, Friday, February 26, 1937, 2:00 P. M.
L. B. No. 273, Friday, February 26, 1937, 2:00 P. M.

Government

L. B. No. 83, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 95, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 99, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 100, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 107, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 108, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 109, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 128, Monday, February 22, 1937, 2:00 P. M.
L. B. No. 140, Monday, February 22, 1937, 2:00 P. M.

Public Health and Miscellaneous Subjects

L. B. No. 14, Thursday, February 25, 1937, 2:00 P. M.

L. B. No. 137, Thursday, February 25, 1937, 2:00 P. M.

Public Highways and Bridges

L. B. No. 9, Tuesday, February 23, 1937, 2:00 P. M. (Highway No's. 315, 316, 317)
L. B. No. 98, Thursday, February 25, 1937, 2:00 P. M.
L. B. No. 226, Thursday, February 25, 1937, 2:00 P. M.
L. B. No. 228, Thursday, February 25, 1937, 2:00 P. M.
L. B. No. 9, Thursday, February 25, 1937, 3:00 P. M. (Highway No. 318)

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL NO. 175. Placed on General File.

LEGISLATIVE BILL NO. 176. Placed on General File.

(Signed) E. M. NEUBAUER, Chairman.

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 105. Indefinitely postponed.

(Signed) W. E. WORTHING, Chairman.

Commerce and Communications

LEGISLATIVE BILL NO. 125. Placed on General File with amendment:

Section 3, Line 7, strike the word "entire".

(Signed) WALTER R. JOHNSON, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 5. Placed on Select File with amendments: ;

Section 1, Line 8 of the original bill, Line 7 of the printed bill, strike out the word "by" and substitute in lieu thereof the word "for".

Section 3, Line 2 of the original bill, Line 2 of the printed bill, insert a comma after the word "effect".

Line 2 of the original bill, Line 1 of the printed bill, capitalize the word "act".

LEGISLATIVE BILL NO. 6. Placed on Select File with amendments:

Section 1, Line 2 of the original bill, Line 6 of the printed bill, strike the letter "s" from the word "days".

Line 4 of the original bill, Line 7 of the printed bill, strike out the word "said" and substitute in lieu thereof the word "such".

LEGISLATIVE BILL NO. 49. Placed on Select File with amendments:

Section 1, Line 1 of the original bill, Line 1 of the printed bill, strike out the word "for" and substitute therefor the word "of".

Line 10 of the original bill, Line 9 of the printed bill, capitalize the word "state".

Section 3, strike out section 3 and substitute in lieu thereof the following: "That Chapter 42 of the Session Laws for the year 1933, amending Section 20-208, Compiled Statutes of Nebraska, 1929, is hereby repealed."

Section 4, Line 1 of the original bill, Line one of the printed bill, capitalize the word "act".

Line 2 of the original bill, Line 2 of the printed bill, insert a comma after the word "effect" and "approval".

Line 5 of the title in the original bill, Line 4 of the printed bill, insert after the word "amend" the following: "Chapter 42, Session Laws of Nebraska for 1933, amending".

Line 4 of the original bill, Line 4 of the printed bill, capitalize the word "act".

LEGISLATIVE BILL NO. 191. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Banking and Insurance

LEGISLATIVE BILL NO. 77. Placed on General File with amendments:

1. Amend the title by inserting after the word "repeal" the following:

"Section 3 of Chapter 17, Laws of Nebraska 1933 being".

2. By inserting in line 1 of Section 1, after the word "that", the following:

"Section 3, Chapter 17, Laws of Nebraska 1933, being".

LEGISLATIVE BILL NO. 78. Placed on General File with amendments:

1. Insert in line 1 of the title after the word "amend", the following:

"Section 1, Chapter 10, Laws of Nebraska 1935, being".

2. Amend Section 1 by inserting after the word "that", the following:

"Section 1, Chapter 10, Laws of Nebraska 1935, being".

LEGISLATIVE BILL NO. 79. Placed on General File with amendments:

1. Amend the title by inserting after the word "repeal" the following:

"Section 25, Chapter 17, Laws of Nebraska, 1933, being".

2. Amend Section 1 by inserting in line 1 after the word "that", the following:

"Section 27, Chapter 17, Laws of Nebraska 1933, being".

3. Amend the printed bill to conform to the official bill by striking the figure 8-141 in line 1 of Section 1 and inserting the figure 8-143.

LEGISLATIVE BILL NO. 80. Placed on General File with amendments:

1. Amend the title by inserting in line 1 after the word "amend" the following:

"Section 1, Chapter 4, Laws of Nebraska 1935, being".

2. Amend Section 1, line 1, by inserting after the word "that" the following:

"Section 1, Chapter 4, Laws of Nebraska 1935, being".

(Signed) LELAND R. HALL, Chairman.

PRESENTED TO GOVERNOR

February 16, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully report that we have this day, at 11:05 A. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 4.

(Signed) ROBERT M. ARMSTRONG, Chairman.

LEGISLATIVE ADMINISTRATION

Mr. President: The Committee on Legislative Administration submits the following report of expenditures for the month of January.

Fund E-2		$75,000.00
Members Salaries		
First Installment	$20,299.87	
Second Installment	8,600.00	
Total		$28,899.87
Balance in Fund E-2		$46,771.13
Fund E-4		$10,000.00
Officers & Employees Salary	$ 5,865.43	
Members Mileage	565.11	
Printing & Office Expenses	2,578.43	
Total		$ 9,008.97
Balance in Fund E-4		$ 991.03
Fund No. 1		$ 2,000.00
Postage	$ 2,000.00	
Total		$ 2,000.00
Balance in Fund No. 1		$ 0,000.00

Printing & Office Expenses

R. L. Roscow Signs	$ 70.75
Commercial Printing Co	393.66
Roll Call	17.75
Supplements	253.00
Baer Printing Co., Stationery	264.10
State Purchasing Agent	456.15
Burr Printing Co	767.37
Commercial Printing Co	349.20
Telephone Co.	29.45
Total	$2,578.43

(Signed) FRED CARSTEN, Chairman.

The report was adopted.

Wage Scale

Name	Salary	Position
Paul Beacom	$4.00	Bill Clerk
Byron Cahill	4.50	Bookkeeper
Tommy Cameron	3.50	Janitor
Joe Dargaczewski	3.50	Janitor
Margaret Devers	4.00	Stenographer
Jack Doran	.50 per hr.	Proof-reader
Mae Ellingson	5.00	Com. Clerk
J. B. Ferris	.50 per hr.	Proof-reader
Eugene G. Fowler	3.25	Page
Harvey A. Galloway	4.00	Stenographer
Don Gordon	4.00	Mimeograph Operator
Maxine Gustason	4.00	Stenographer
Harvey Hillman	4.00	Bill Clerk
Edna Kelly	5.00	Com. Clerk
Richard Krueger	3.25	Page
Jo M. Lacy	5.00	Com. Clerk
Lois Long	4.00	Stenographer
Thomas Luhe	3.25	Page
Trago T. McWilliams	3.50	Janitor
Butler B. Miltonberger	4.00	Ass't Post-master
Carl E. Peterson	4.00	Bill Clerk
Dale A. Phillippi	.50 per hr.	Proof-reader
Leona Pierson	4.00	Stenographer
Dorothy Scott	4.00	Stenographer
Celestine Short	5.00	Sec'y to Lieut. Gov.
Pat Stanton	4.00	Mimeograph Operator
Randolph Stewart	4.00	Stenographer
Ardath Strong	4.00	Engrossing Clerk
Charles Taylor	3.50	Janitor
John C. Tefft	3.50	Janitor
Clara C. Turbyfill	5.00	Chief Engrossing Clerk
Esther Vandeburg	4.00	Stenographer
Stine Whitelaw	3.50	Janitor
W. G. Whitford	.50 per hr.	Proof-reader
Frank E. Wood	4.50	Chief Bill Clerk
Dorothy Woodward	3.25	Telephone Operator
Eileen Zarnfaller	5.00	Stenographer
Lucile Zilmer	4.00	Stenographer
Lyda Hafer	5.00	Journal Clerk
Harry Bradley	4.00	Janitor
Fred Martin	3.50	Gallery Custodian

Name	Salary	Position
Charles Dinan	8.00	Ass't Clerk
Maud Butler	5.00	Com. Clerk
L. T. Fleetwood	5.00	Com. Clerk
John Quinn	5.00	Com. Clerk
Milton Murphy	25.00	Bill Drafter
Harry Tague	4.00	Bill Clerk
L. L. Chambers	3.50	Doorkeeper

Officers of the Legislature

Hugo F. Srb	$10.00	Chief Clerk
Fred Mueller	8.00	Assistant Clerk
Mrs. M. J. Cushing	4.00	Postmistress
Wm. Lundy	4.50	Sergeant at Arms
George Santo	4.00	Assistant Sergeant at Arms
W. B. Zimmerman	4.00	Chaplain

APPROVED BY THE GOVERNOR

February 16th, 1937

To the Honorable Walter H. Jurgensen

President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill number 4.

Respectfully,

(Signed) THEO. M. OSTERMAN

Secretary to the Governor

RESOLUTION—Granting Henry Fischer and Frank Fischer Authority to Sue the State.

Mr. Cady called up his resolution granting Henry Fischer and Frank Fischer authority to sue the state of Nebraska in the district court of Washington County and moved that it be adopted.

Voting in the affirmative, 24:

Adams, J., Jr.	Diers	Howard	Pizer
Armstrong	Dunn	Johnson, R. W.	Regan

Brandt
Brodecky
Cady
Carpenter
Frost
Gantz
Hall
Haycock
Johnson, W. R.
Miller
Norton
Peterson, C. H.
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 7:

Knickrehm
McMahon
Nuernberger
Reynolds
Schultz
Strong
Warner

Not voting, 12:

Adams, E. A.
Ashmore
Brady
Carlson
Carsten
Comstock
Dafoe
Murphy
Neubauer
Peterson, J. B.
Slepicka
Thomas

EXPLANATION OF VOTE

Mr. President: I believe that all privileges to sue the state should be by bill, not by resolution.

(Signed) SCHULTZ.

The resolution was adopted.

RESOLUTION

Mr. Nuernberger called up his resolution memorializing the Congress of the United States to oppose the plan for the reorganization of the courts as now introduced in Congress and moved its adoption.

SUBSTITUTE MOTION

Mr. President: As a substitute motion I move that the resolution be tabled.

(Signed) R. C. Regan.

A call of the Legislature was ordered.

Norton moved that the call be raised.

The motion was lost.

Comstock moved that the call be raised.

The call was raised.

A record vote was requested.

Voting in the affirmative, 21:

Brandt
Frost
Neubauer
Von Seggern

Brodecky
Cady
Carpenter
Dafoe
Diers
Gantz
Hall
Knickrehm
McMahon
Miller
Norton
Peterson, J. B.
Regan
Slepicka
Tvrdik
Wells
Worthing

Voting in the negative, 22:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Carlson
Carsten
Comstock
Dunn
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Murphy
Nuernberger
Peterson, C. H.
Pizer
Reynolds
Schultz
Strong
Thomas
Warner

The motion to table the resolution was lost.

MOTION—To Indefinitely Postpone

Mr. President: I move that the resolution be indefinitely postponed.

(Signed) J. N. NORTON.

A record vote was requested.

Voting in the affirmative, 19:

Brandt
Brodecky
Cady
Carpenter
Dafoe
Diers
Frost
Gantz
Hall
McMahon
Miller
Neubauer
Norton
Regan
Slepicka
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 24:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Carlson
Carsten
Comstock
Dunn
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Murphy
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Strong
Thomas
Warner

The motion to indefinitely postpone was lost.

A record vote was requested on the original motion to **adopt** the resolution.

Voting in the affirmative, 26:

Adams, E. A.
Adams, J., Jr.
Comstock
Dunn
Murphy
Neubauer
Schultz
Strong

Armstrong
Ashmore
Brady
Carlson
Carsten
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Thomas
Warner
Worthing

Voting in the negative, 17:

Brandt
Brodecky
Cady
Carpenter
Dafoe
Diers
Frost
Gantz
Hall
McMahon
Miller
Norton
Regan
Slepicka
Tvrdik
Von Seggern
Wells

The resolution was adopted.

EXPLANATION OF VOTE

Mr. President: I voted to table and indefinitely postpone this resolution because I think we are exceeding our power as legislators. The majority think not; so I must vote my conviction as to the proposal before Congress. Therefore, I vote aye as I am not in favor of the proposal.

(Signed) W. E. WORTHING.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 32. (With emergency clause)

A Bill for an Act to amend Section 70-704, 1933 Cumulative Supplement to Compiled Statutes of Nebraska for 1929, relating to bonds of directors of public power districts and public power and irrigation districts, to repeal said original section, and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Dafoe
Diers
Dunn
Miller
Murphy
Neubauer
Schultz
Slepicka
Strong

Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Not voting, 2:

Comstock
McMahon

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 22.

A Bill for an Act to amend Section 36-502, Compiled Statutes of Nebraska, 1929, relating to bulk sales of personal property; to prescribe that said sales under distress warrant shall be specifically exempted therefrom; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 1:

Adams, J., Jr.

Not voting, 2:

McMahon
Neubauer

A constitutional majority having voting in the affirmative, the bill was declared passed and the title agreed to.

EXPLANATION OF VOTE

Mr. President: I vote no because I do not believe that sales under "Distress Warrants" should be placed in the exceptions as set out in Sec. 36-502. This will not give the creditors ample notice.

(Signed) JOHN ADAMS, Jr.

LEGISLATIVE BILL NO. 47. (With emergency clause)

A Bill for an Act relating to courts; to define the jurisdiction of municipal courts in criminal cases; to repeal Section 22-203, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Not voting, 2:

Comstock
McMahon

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 46. (With emergency clause)

A Bill for an Act to amend Section 29-611, Compiled Statutes

of Nebraska, 1929, relating to criminal procedure; to permit cash bonds in lieu of undertakings on appeal to the district court in criminal cases from judgments of magistrates, including justices of the peace, municipal judges and county judges to provide for the disposition of the same; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 42:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Not voting, 1:

Armstrong

A Constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE FILE

LEGISLATIVE BILL NO. 66.

Mr. President: I move that the report of the Committee of the Whole for the Twenty-seventh Day be rejected.

REGAN.

SUBSTITUTE MOTION

Mr. President: As a substitute motion, I move that the report of the Committee of the Whole for the Twenty-seventh Day be adopted.

DAFOE.

The substitute motion prevailed with 25 ayes, 18 nays.

LEGISLATIVE BILL NO. 86.

Mr. President: I move that the report of the Committee of the Whole for the Twenty-sixth Day be rejected.

JOHN B. PETERSON.

SUBSTITUTE MOTION

Mr. President: As a substitute motion, I move that the report of the Committee of the Whole for the Twenty-sixth Day be adopted.

REYNOLDS.

The substitute motion prevailed with 25 ayes, 11 nays, 7 not voting.

MOTION—To Adjourn

Mr. President: I move that we adjourn.

DUNN.

The motion was lost.

MOTION—To Re-refer L. B. 86

Mr. President: I move that L. B. No. 86 be re-referred to the standing committee.

(Signed) SCHULTZ.

The motion prevailed with 19 ayes, 15 nays, 10 not voting.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 191.

Former Representative Sarah T. Muir addressed the Legislature briefly.

R. W. Johnson was excused for Thursday afternoon and Friday of this week.

MOTION—To Adjourn

At 12:05 P. M. on motion of Mr. Nuernberger the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

THIRTY-THIRD DAY

Legislative Chamber,

Lincoln, Nebraska, February 18, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Comstock who was excused.

The Journal for the Thirty-second Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Reynolds, Mr. Murphy, Mr. Gantz, Mr. Armstrong, Mr. Carlson, Carl H. Peterson, Mr. Warner, opposing L. B. No. 50; Mr. Hall, opposing special assessments for city improvements; Mr. Schultz, favoring L. B. No. 127; Mr. Brandt, favoring L. B. No. 50; Mr. Tvrdik, one opposing Child Labor Amendment and one favoring the two mills increase in the school levy in Omaha.

COMMUNICATIONS

Letters were read from Secretary of Agriculture, H. A. Wallace, Speaker W. B. Bankhead, L. A. Lake of the Farm Credit Administration, Chairman Key Pittman of the Foreign Relations Committee of the Senate, J. R. Mohler of the Department of Agriculture and Melvin R. McArtor.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

L. B. No. 94, Wednesday, February 24, 1937, 2:00 P. M.

Banking and Insurance

L. B. No. 227, Wednesday, February 24, 1937, 2:00 P. M.
L. B. No. 234, Wednesday, February 24, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Government

LEGISLATIVE BILL NO. 65. Placed on General File with amendments:

1. Amend the printed bill, page 1, Section 1, line 1 by striking the figure "5" therein and by inserting in lieu thereof the figure "3"; and in line 5 of said Section 1 strike the conjunction "and" therein and insert in lieu thereof the punctuation ",".

2. Amend the printed bill, page 1, Section 1, line 6 by inserting after the word and punctuation "university," therein the following:

"members of the state railway commission,".

3. Amend the printed bill, page 2, Section 1, line 15 by striking the conjunction "and" therein and by inserting in lieu thereof the punctuation ",".

4. Amend the printed bill, page 2, Section 1, line 16 by inserting after the word and punctuation "university," the following:

"members of the state railway commission,".

5. Amend the printed bill, page 3, Section 2, line 7 by inserting after the word and punctuation "university," therein the following:

"members of the state railway commission,".

6. Amend the printed bill, page 4, Section 2, by inserting immediately after line 44 therein the following:

"Candidates for members of the state railway commission

Vote for only..

....

....".

7. Amend the printed bill, page 7, Section 3, line 1 by striking therefrom the following: "C. S. Supp.," and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 76, Session Laws of Nebraska," and in line 12 of said Section 3 after the word and punctuation **"university,"** therein insert the following:

"members of the state railway commission,".

8. Amend the printed bill, page 8, Section 4, by striking commencing with the word "If" in line 17 down to and including the word and punctuation "ballot." in line 20 on page 9; and by striking commencing with the word "If" in line 22 of said section down to and including the word and punctuation "vote." in line 26 thereof.; and in line 21 of said section on said page 9 strike the following:

"otherwise than a straight ticket,".

9. Amend the printed bill, page 9, Section 4, line 36 by inserting after the word and punctuation **"university,"** therein the following:

"members of the state railway commission,".

10. Amend the printed bill, page 10, Section 5, line 1 by striking the figure "5" therein and by inserting in lieu thereof the figure "3".

11. Amend the printed bill, page 10, Section 5, line 4 by striking therefrom the following: "C. C. Supp., 1935" and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter .76, Session Laws of Nebraska, 1935, as amended".

12. Amend the printed bill, page 1, title, line 2, by striking the figure "5" therein and by inserting in lieu thereof the figure "3".

13. Amend the printed bill, page 1, title, line 4 by striking therefrom the following: "C. S. Supp.," and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 76, Session Laws of Nebraska,".

14. Amend the printed bill, page 1, title, line 6 by inserting

after the preposition "of" and before the first word "county" therein the following:

"members of the state railway commission,".

15. Amend the printed bill, page 1, title, line 13 by striking the conjunction "and" therein; and in line 14 of said title insert after the word "sections" therein the following:

"; and to repeal said original section as amended".

16. Amend the printed bill page 1, caption "Introduced by" by striking the word "Senator" therein and by inserting after the word "McPherson" therein the following: "and J. N. Norton of Polk".

(Signed) P. L. CADY, Chairman.

LEGISLATIVE BILL NO. 71. Placed on General File with amendments:

1. Amend the printed bill, page 1, Section 1, line 1 by striking therefrom the figure "5" therein and by inserting in lieu thereof the figure "3"; and in line 2 of said section, by inserting the word "Session" before the word "Laws".

2. Amend the printed bill, page 2, Section 1, line 16 by striking therefrom the word **"ten"** therein and by inserting in lieu thereof the word **"five"**.

3. Amend the printed bill, page 2, Section 1, line 21 by striking therefrom the words "one week" therein and by inserting in lieu thereof the words **"three consecutive weeks"**.

4. Amend the printed bill, page 2, Section 1, line 31 by inserting after the word "city" and before the word "then" the words **"or village"**.

5. Amend the printed bill, page 2, Section 1, line 34 by inserting after the word "city" therein and before the word "shall" therein the words **"or village"**.

6. Amend the printed bill, page 2, Section 1, line 38 by inserting after the syllable "closure" therein and before the word "shall" therein the following:

"or so declared to be of less value than five thousand dollars,".

7. Amend the printed bill, page 2, Section 1, line 45 by striking therefrom the words "of this Act" therein and by inserting in lieu thereof the following:

", Chapter 10, Session Laws of Nebraska, 1935, Special".

8. Amend the printed bill, page 2, Section 2, line 1 by striking therefrom the figure "5" therein and by inserting in lieu thereof the figure "3"; and in line 2 of said section, by inserting the word "Session" before the word "Laws".

9. Amend the printed bill, page 1, title, line 2 by striking the figure "5" therein and by inserting in lieu thereof the figure "3"; and in line 3 of said title by inserting the word "Session" before the word "Laws".

10. Amend the printed bill, page 1, title, line 7 by striking therefrom the word "ten" and by inserting in lieu thereof the word "five".

LEGISLATIVE BILL NO. 111. Placed on General File with amendments:

1. Amend the printed bill, page 1, Section 1, line 2 by inserting before the word "Laws" therein the word "Session".

2. Amend the printed bill, page 1, Section 1 by striking commencing with word "Senate" in line 9 therein down to and including the word "Legislature" in line 10 therein and by inserting in lieu thereof the following:

"Chapter 10, Session Laws of Nebraska, 1935, Special".

3. Amend the printed bill, page 2, Section 1, line 18 by inserting after the word **"resolution"** and before the word **"direct"** the following:

", adopted by a vote of three-fourths of the members thereof,".

4. Amend the printed bill, page 2, Section 1, line 20 by striking the word **"ten"** therein and by inserting in lieu thereof the word **"five".**

5. Amend the printed bill, page 2, Section 1, line 23 by striking therefrom the words **"one week"** therein and by inserting in lieu thereof the words **"three consecutive weeks".**

6. Amend the printed bill, page 2, Section 2, line 2 by inserting before the word "Laws" therein the word "Session".

7. Amend the printed bill, page 1, title, line 3 by inserting before the word "Laws" therein the word "Session".

8. Amend the printed bill, page 1, title, line 7 by striking the word "ten" therein and by inserting in lieu thereof the word "five".

(Signed) P. L. CADY, Chairman.

Judiciary

LEGISLATIVE BILL NO. 115. Placed on General File.

LEGISLATIVE BILL NO. 146. Placed on General File with amendments:

Section 1, line 20 of the printed bill, eliminate the words "as in civil court proceedings".

LEGISLATIVE BILL NO. 152. Placed on General File.

(Signed) AMOS THOMAS, Vice-Chairman.

PRESENTED TO GOVERNOR

February 17, 1937

Mr. President: Your Committee on Enrollment and Review respectfully report that we have this day, at 5:00 P. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 191

(Signed) ROBT. M. ARMSTRONG, Chairman.

RESOLUTIONS

John Adams, Jr. called up his resolution memorializing the Congress and the President of the United States to enact a Federal Anti Lynch law and moved its adoption.

A vote was taken thereon and said resolution was adopted.

LEGISLATIVE BILL NO. 23. (With emergency clause).

A Bill for an Act relating to schools; to provide for the perpetuation of diplomas and records of colleges, universities, normal schools or other institutions of higher learning to provide for the certification of such records; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the

Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Not voting, 7:

Armstrong
Brady
Comstock
Dafoe
Johnson, W. R.
Neubauer
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE PROPOSAL NO. 2 TO AMEND THE RULES

Amend Section 4, Rule XII, by striking out the word "shall" in line 2, and by inserting in lieu thereof the word "may".

Amend Section 4, Rule XII, by striking out all of lines 17 to 24 inclusive.

Amend Section 5, Rule XIII, by inserting after the comma in line 1, the words "which may be".

Amend Section 6, Rule XIII, by striking out all of said section.

Amend Rule XIII, by renumbering all of the sections following Section 5.

Amend Clause e, Section 9, Rule XIII, by striking out all of said clause and by inserting in lieu thereof the following: "e. A motion to recommit to the general file for one or more specific amendments".

"f. A motion to indefinitely postpone".

Amend Section 9, Rule XIII, by adding a new clause as follows:

"g. Provided, no bill shall be considered on the select file until three legislative days after its reference from the general file to the Committee on Enrollment and Review".

Amend Clause c, Section 12, Rule XIII, by striking out the word "legislative" and by inserting in lieu thereof the word "general".

(Signed) J. N. NORTON.

The proposal was referred to Committee on Rules.

SELECT FILE

LEGISLATIVE BILL NO. 5.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-second Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 6.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-second Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 49.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-second Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 5.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 6.	Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 49. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE FILE

LEGISLATIVE BILL NO. 72. The report of the Committee of the Whole for the Twenty-eighth Day was adopted.

LEGISLATIVE BILL NO. 20. The report of the Committee of the Whole for the Twenty-eighth Day was adopted.

LEGISLATIVE BILL NO. 75. The report of the Committee of the Whole for the Twenty-eighth Day was adopted; and the following amendments added:

Section 1, line 15, insert after the word "grave" the words "or otherwise unlawfully disposed of";

after the word "instrument" insert the words "device, explosive,".

LEGISLATIVE BILL NO. 37. The report of the Committee of the Whole for the Twenty-eighth Day was adopted and the following amendments added:

Amend number 2 of the Committee of the Whole amendments as adopted, line 11, by inserting after the word "Nebraska" the following: **"situated in Lincoln, Nebraska or situated in any other place where any other college or school of said university is located".**

Line 19, after the word "Nebraska" insert the following:

"situated in Lincoln, Nebraska or situated in any other place where any other college or school of said university is located".

Amend number 2 of the Committee of the Whole amendments as adopted, line 18, after the word "hundred" and before the word "thousand" insert the word "fifty" causing the amount to read "one hundred fifty thousand dollars".

REFERRED FOR REVIEW

LEGISLATIVE BILL NO. 72. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 20. Referred to Committee on Enrollment and Review for review

LEGISLATIVE BILL NO. 75. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 37. Referred to Committee on Enrollment and Review for review.

MOTION—To Set Date for Spring Vacation

Mr. President: I move that when we adjourn on February 26th we adjourn to convene on March 4th at 10:00 A. M.

(Signed) MILLER.

AMENDMENT TO MOTION

Mr. President: I move that when we adjourn Friday, February 26th, we adjourn until 10:00 A. M. March 3rd.

(Signed) SCHULTZ.

MOTION—To Table

Mr. President: I move to table the motion with the amendment.

E. A. ADAMS.

The motion to table was lost.

The original motion as amended prevailed.

COMMITTEE OF THE WHOLE

At 10:25 A. M. Mr. Von Seggern moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Armstrong in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 15. Referred to Legislative file with with amendments.

LEGISLATIVE BILL NO. 48. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 68. Indefinitely postponed with the following amendment:

In line 33 of the printed bill, after the word "provided" insert the following: "that the owner or agent of said property shall be notified of the delinquent water rentals after sixty days lapse".

LEGISLATIVE BILL NO. 59.	Referred to Legislative file with amendments.
LEGISLATIVE BILL. NO. 1.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 101.	Referred to Legislative file with amendments.
LEGISLATIVE BILL NO. 122.	Referred to Legislative file with amendments.

(Signed) ROBT. M. ARMSTRONG, Chairman.

The report was accepted.

MOTION—To Appoint Committee to Introduce Major Lawrence "Biff" Jones to the Nebraska Legislature.

Mr. President: I move that a committee of five be appointed to arrange for an introduction of Major Lawrence "Biff" Jones to the Nebraska Legislature, Friday morning at 11:45 A. M.

(Signed) BRADY.

The motion prevailed.

The Chair appointed Mr. Brady, Mr. Haycock, Mr. Thomas, Mr. Schultz and Mr. Knickrehm to serve on said committee.

Former Senator John Kroh addressed the Legislature briefly.

MOTION—To Adjourn

At 11:55 A. M. on motion of Mr. Regan the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

THIRTY-FOURTH DAY

Legislative Chamber,

Lincoln, Nebraska, February 19, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Roy W. Johnson, John Comstock and John Adams., Jr. who were excused.

The Journal for the Thirty-third Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Reynolds, Mr. Knickrehm, Mr. Von Seggern, Mr. Gantz, Mr. Carpenter, Mr. Schultz, Mr. Frost, Mr. Carlson, Mr. Hall, opposing L. B. No. 50; Mr. Ashmore, Mr. Hall favoring L. B. No. 97; John B. Peterson, opposing extension of the extra one-cent tax on gasoline; Mr. Reynolds, favoring L. B. No. 50; Mr. Hall, opposing use of gasoline tax money for any use other than highway development; Mr. Pizer, favoring L. B. No. 138, L. B. No. 25 and L. B. No. 208, and opposing L. B. No. 41 and L. B. No. 112; Mr. Jurgensen, opposing Mercy Death bill, and one favoring changes in social security laws; Mr. Tvrdik, favoring increased wages for firemen and policemen; Mr. Reynolds, concerning L. B. 344.

COMMUNICATIONS

A letter was read from Knud Knudsen concerning three railroad crossings at Hay Springs, a letter from Edw. J. Lenger favoring the Supreme Court resolution, and a letter from former Representative Henry Bock regarding taxes, driver's license and allied subjects.

APPROVED BY GOVERNOR

February 18th, 1937.

To the Honorable Walter H. Jurgensen
President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill Number 191.

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. No. 225, Thursday, February 25, 1937, 2:00 P. M.
L. B. No. 235, Thursday, February 25, 1937, 3:00 P. M.

Appropriations

L. B. No. 322, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 323, Wednesday, March 3, 1937, 2:30 P. M.
L. B. No. 324, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 325, Wednesday, March 3, 1937, 2:30 P. M.
L. B. No. 326, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 330, Wednesday, March 3, 1937, 2:30 P. M.
L. B. No. 381, Wednesday, March 3, 1937, 2:30 P. M.
L. B. No. 517, Wednesday, March 3, 1937, 2:30 P. M.
L. B. No. 320, Friday, March 5, 1937, 2:30 P. M.
L. B. No. 321, Friday, March 5, 1937, 2:30 P. M.

L. B. No. 327, Friday, March 5, 1937, 2:30 P. M.
L. B. No. 329, Friday, March 5, 1937, 2:30 P. M.
L. B. No. 375, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 378, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 284, Monday, March 8, 1937, 2:30 P. M.
L. B. No. 518, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 524, Monday, March 8, 1937, 2:30 P. M.
L. B. No. 531, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 543, Monday, March 8, 1937, 2:30 P. M.
L. B. No. 334, Wednesday, March 10, 1937, 2:00 P. M.
L. B. No. 364, Wednesday, March 10, 1937, 2:00 P. M.

Commerce and Communications

L. B. No. 513, Thursday, February 25, 1937, 2:00 P. M.
L. B. No. 544, Thursday, February 25, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 163. Placed on General File with amendments:

Amend title—Line 2 by striking out the words "And interest due".

Amend Section 1, Line 2, by striking out the words "And interest due." Also in Line 5 strike out the words "And interest due."

(Signed) BRADY, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 5. Correctly engrossed.

LEGISLATIVE BILL NO. 6. Correctly engrossed.

LEGISLATIVE BILL NO. 57. Placed on Select File with amendments:

Line 3 of the Title, insert after the word "absentees" the words "who were". Change last clause of title to read as follows: "and to repeal said original section.".

Section 1, line 10 of the original bill, Line 7 of the printed bill, strike out the word "this" and substitute therefor the word "such".

Line 15 of the original bill, Line 12 of the printed bill, strike out the words "to administer on" and substitute in lieu thereof the words "to apply for administration of".

Section 2, Strike out the section and substitute therefor the following: "That said original Section 2 of Chapter 73, Session Laws of Nebraska, 1935, is hereby repealed."

LEGISLATIVE BILL NO. 39. Placed on Select File with amendments:

Section 1, Line 5 of the original bill, Line 5 of the printed bill, commencing after the word "sale", the language should be as follows: ",gift or procuring of any such liquors to or for any minor, any person who is mentally incompetent, or any person who is physically or mentally incapacitated by the consumption of such liquors."

LEGISLATIVE BILL NO. 84. Placed on Select File with amendments:

Line 6 of the Title, capitalize the word "State". (original Bill)

Section 1, Lines 6 and 7 of the original bill, Line 5 of the printed bill, strike out the capital letters in the words "board of trade and chamber of commerce" and substitute therefor the case letters.

LEGISLATIVE BILL NO. 81. Placed on Select File with amendments:

Capitalize the name "State Board of Agriculture" wherever it appears in the bill.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Public Highways and Bridges

LEGISLATIVE BILL NO. 158. Placed on General File.

(Signed) FRANK S. WELLS, Chairman.

Judiciary

LEGISLATIVE BILL NO. 139. Placed on General File with amendments:

Amend the printed bill as follows:

Section 1, line 1, strike "1935" and insert "1933" in lieu thereof.

Section 2, line 1, strike "1935" and insert "1933" in lieu thereof.

Amend the title as follows:

Line 1, strike "1935" and insert "1933" in lieu thereof.

(Signed) CHARLES A. DAFOE, Chairman.

Revenue

LEGISLATIVE BILL NO. 64. Indefinitely postponed.

(Signed) HAYCOCK, Chairman.

REPORT—Concerning Statues in National Hall

Former Senator J. P. O'Fuery reported to the Legislature concerning the placing of statues of William J. Bryan and J. Sterling Morton in National Hall.

COMMITTEE OF THE WHOLE

At 9:30 A. M. Mr. Worthing moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Hall in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 48.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 124.	Referred to Legislative File.
LEGISLATIVE BILL NO. 27.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 126.	Referred to Legislative File.
LEGISLATIVE BILL NO. 161.	Referred to Legislative File.
LEGISLATIVE BILL NO. 77.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 78.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 79.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 80.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 1.	Report progress.

(Signed) LELAND R. HALL, Chairman.

The report was accepted.

L. B. No. 478 Re-referred

The Chair re-referred L. B. No. 478 from Committee on Education to Committee on Judiciary.

COMMITTEE ON RULES

Mr. President: Your Committee on Rules has had under consideration Legislative Proposals Nos. 1 and 2 to amend the rules, and begs leave to submit in lieu thereof the following recommendation:

Amend Clause o, Section 1, Rule VIII, by striking out all of said clause, and by relettering all of the succeeding clauses.

Amend Section 4, Rule XII, by striking out all of lines 17 to 24 inclusive.

Amend Section 6, Rule XIII, by striking out all of said section.

Amend Rule XIII, by renumbering all of the sections following Section 5.

Amend Clause e, Section 9, Rule XIII, by striking out all of said clause and by inserting in lieu thereof the following:

"e. A motion to recommit to the general file for one or more specific amendments".

"f. A motion to indefintiely postpone".

Amend Section 9, Rule XIII, by adding a new clause as follows:

"g. Provided, no bill shall be considered on select file until three legislative days after its reference from the general file to the Committee on Enrollment and Review".

Amend Clause c. Section 12, Rule XIII, by striking out the word "legislative" and by inserting in lieu thereof the word, "general".

(Signed) J. N. NORTON, Chairman.

The proposal was laid over until Monday.

MOTION—To Place L. B. 158 at Head of General File

Mr. Wells moved that Section 3 of Rule XII be suspended and that L. B. No. 158 be placed at the head of General File.

The motion prevailed unanimously.

Former Senator M. C. Warrington addressed the Legislature briefly.

Mr. Thomas introduced Major Lawrence "Biff" Jones, who addressed the Legislature briefly.

MOTION—To Adjourn

At 11:55 A. M. on motion of Mr. Miller, the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

THIRTY-FIFTH DAY

Legislative Chamber,

Lincoln, Nebraska, February 22, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Thirty-fourth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Carlson, Mr. Reynolds, Mr. Slepicka, Mr. Gantz, Mr. Strong, Mr. Wells, Mr. Howard, Mr. Knickrehm, Mr. Schultz, all opposing L. B. No. 50; Mr. Tvrdik, three opposing and one favoring the Child Labor Amendment; Mr. Carlson, Mr. Reynolds, favoring the local option bill; Mr. Tvrdik, favoring L. B. No. 118; and L. B. No. 17; Mr. Hall, favoring non-partisan ballot for county officials; Mr. Pizer, opposing the bill to abolish the use of the Soldiers' and Sailors' Home at Milford; Mr. Carsten, John B. Peterson, opposing the one cent gasoline tax.

COMMUNICATIONS

A letter was read from Mr. Wm. McCormick opposing the bill to take from soldiers and sailors any part of their pensions for maintenance at the Soldiers' Home.

NOTICE OF COMMITTEE HEARINGS

Appropriations

L. B. No. 412, Wednesday, March 10, 1937, 2:00 P. M.
L. B. No. 413, Friday, March 12, 1937, 2:00 P. M.
L. B. No. 415, Friday, March 12, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Banking and Insurance

LEGISLATIVE BILL NO. 58. Placed on General File.

(Signed) LELAND R. HALL, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 32. Correctly enrolled.
LEGISLATIVE BILL NO. 22. Correctly enrolled.
LEGISLATIVE BILL NO. 47. Correctly enrolled.
LEGISLATIVE BILL NO. 46. Correctly enrolled.
LEGISLATIVE BILL NO. 23. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 23.
LEGISLATIVE BILL NO. 22.
LEGISLATIVE BILL NO. 46.
LEGISLATIVE BILL NO. 47.
LEGISLATIVE BILL NO. 32.

L. B. No. 279 Re-referred

The Chair re-referred L. B. No. 279 from the Committee on Public Health and Miscellaneous Subjects to Committee on Appropriations.

LEGISLATIVE PROPOSALS NOS. 1 AND 2 TO AMEND RULES

Mr. Norton moved the adoption of Proposals Nos. 1 and 2 to amend the Rules, as recommended by the Committee on Rules on the Thirty-fourth Day.

The motion prevailed unanimously.

Mr. Norton requested that unimous consent be granted for the consideration of Legislative Bill No. 15
Legislative Bill No. 68
Legislative Bill No. 59
Legislative Bill No. 101
Legislative Bill No. 122
Legislative Bill No. 124
Legislative Bill No. 126
Legislative Bill No. 161
in the manner provided by the rules before the adoption of the foregoing report.

The request received unanimous consent.

SELECT FILE

LEGISLATIVE BILL NO. 57.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-fourth Day)

Mr. President: I move the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 39.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-fourth Day)

Mr. President: I move the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 84.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-fourth Day)

Mr. President: I move the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 81.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-fourth Day)

Mr. President: I move the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

REFERRED FOR ENGROSSMENT

LEGISLATIVE BILL NO. 57.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 39.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 84.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 81.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Increase Office Personnel

Mr. President: I move that the Committee on Legislative Administration be instructed to employ additional stenographers, so that there will be one stenographer for each three members, and that the member recommending the appointee shall designate the other two members for whom such stenographer shall work.

W. F. HAYCOCK.

The motion prevailed unanimously.

At 10:00 A. M. appropriate services were conducted by Reverend Zimmerman, assisted by Mr. Worthing, Mr. Dunn and Mr. Ashmore, observing the birthday anniversary of George Washington.

COMMITTEE OF THE WHOLE

At 9:35 A. M. Mr. Brandt moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Brady in the Chair: Later Nuernberger.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 158. Report Progress.

(Signed) L. C. NUERNBERGER, Chairman.

The report was adopted.

Mr. Thomas was excused for the session of February 23.

At 11:50 A. M. on motion of Mr. Norton, the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

THIRTY-SIXTH DAY

Legislative Chamber,
Lincoln, Nebraska, February 23, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

Doctor Dan Brummett, editor of the Christian Editor, of Chicago, led the Legislature in prayer.

The roll was called and all members were present except Haycock.

The Journal for the Thirty-fifth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Regan, R. W. Johnson, Mr. Nuernberger, Mr. Wells, opposing L. B. No. 50; Mr. Haycock, favoring L. B. No. 50; Mr. Murphy, Mr. Pizer, favoring L. B. No. 97; Mr. Armstrong, opposing the Mercy Death bill; Mr. Diers, favoring L. B. No. 127.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. No. 523, Wednesday, March 3, 1937, 2:00 P. M.

Education

L. B. No. 212, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 482, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 114, Monday, March 15, 1937, 2:00 P. M.
L. B. No. 201, Monday, March 15, 1937, 2:00 P. M.

L. B. No. 445, Monday, March 15, 1937, 2:00 P. M.
L. B. No. 483, Monday, March 15, 1937, 2:00 P. M.
L. B. No. 218, Monday, March 15, 1937, 2:00 P. M.

Claims and Deficiencies

L. B. No. 237, Monday, March 8, 1937, 2:30 P. M.
L. B. No. 243, Monday, March 8, 1937, 2:30 P. M.
L. B. No. 254, Monday, March 8, 1937, 2:30 P. M.
L. B. No. 290, Monday, March 8, 1937, 2:30 P. M.
L. B. No. 291, Monday, March 8, 1937, 2:30 P. M.

Revenue

L. B. No. 202, Thursday, March 4, 1937, 2:00 P. M.
L. B. No. 208, Thursday, March 4, 1937, 2:00 P. M.
L. B. No. 214, Thursday, March 4, 1937, 2:00 P. M.
L. B. No. 231, Tuesday, March 9, 1937, 2:00 P. M.
L. B. No. 265, Tuesday, March 9, 1937, 2:00 P. M.
L. B. No. 172, Tuesday, March 9, 1937, 2:00 P. M.
L. B. No. 332, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 333, Thursday, March 11, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL NO. 179. Placed on General File.
LEGISLATIVE BILL NO. 190. Indefinitely postponed.
LEGISLATIVE BILL NO. 196. Placed on General File.

(Signed) CHARLES A. DAFOE, Chairman.

Banking and Insurance

LEGISLATIVE BILL NO. 73. Placed on General File with amendment:

Section 1, line 32 of the printed bill, after the period insert the following:

"If there is one or more banks located in the city or village who apply for the privilege of keeping such moneys and furnish the security for the repayment of deposits as herein provided, such bank or banks shall be selected as such depositories and if two or more banks located in the city or village apply for the privilege of keeping such moneys and furnishing the security required by this section, then the treasurer of the city or village shall not give a preference to any one or more of them in the money he may so deposit."

(Signed) LELAND R. HALL, Chairman.

Appropriations

LEGISLATIVE BILL NO. 220. Placed on General File.

(Signed) FRANK J. BRADY, Chairman.

Education

LEGISLATIVE BILL NO. 117. Placed on General File with amendment:

1. Amend the printed bill, page 1, Section 1, line 15 by striking therefrom the words "shall not" therein and by inserting in lieu thereof the following:

"may, in its discretion".

(Signed) EDWIN SCHULTZ, Chairman.

Agriculture

LEGISLATIVE BILL NO. 205. Placed on General File with amendments:

1. Amend the printed bill, page 1, Section 1, line 5, by striking the punctuation "," after the word "two" therein and by inserting in lieu thereof the word "or".

2. Amend the printed bill, page 1, Section 1, line 6 by striking therefrom the words "or four".

3. Amend the printed bill, page 1, Section 1, line 7 by striking therefrom the following: "top crosses,"; and in line 8 of said Section 1 strike the first punctuation "," after the first word "crosses" therein.

4. Amend the printed bill, page 1, Section 1 by striking therefrom all of lines 9 and 10 therein.

5. Amend the printed bill, page 1, Section 1, in lines 11, 13 and 15 respectively by renumbering subsections 2, 3 and 4 to read 1, 2 and 3 respectively; and engross said subsections so that Section 1 will constitute one solid paragraph.

6. Amend the printed bill, page 1, Section 2 by striking the word "Section" therein and by inserting in lieu thereof the abbreviation and punctuation "Sec.".

7. Amend the printed bill, page 2, Section 3, line 1 by striking

therefrom the word "Section" therein and by inserting in lieu thereof the following: "Sec."; and in said line 1 of Section 3 strike the word "act" and insert in lieu thereof the word "Act".

8. Amend the printed bill, page 2, Section 3, line 3 by striking therefrom the following: "($100)" and "(30)".

9. Amend the printed bill, page 2, Section 3, line 5 by striking therefrom the word "act" therein and by inserting in lieu thereof the word "Act".

10. Amend the printed bill, page 2, by inserting at the conclusion of Section 3 a new section as follows:

"Sec. 4. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

11. Amend the printed bill, page 1, title by striking all of said title after the word "agriculture" in line 2 therein and by inserting in lieu thereof the following:

"; to regulate the sale and disposition of hybrid seed corn; to provide penalties for the violation thereof; and to declare an emergency."

LEGISLATIVE BILL NO. 55. Placed on General File with amendments:

1. Amend the printed bill, page 1, Section 1, line 1 by inserting after the word "partnership" therein the following: ", association".

2. Amend the printed bill, page 1, Section 1, line 2, by inserting after the article "the" therein the following: "Director of the".

3. Amend the printed bill, page 2, Section 3, line 1 by inserting after the word "partnership" the following: ", association".

4. Amend the printed bill, page 2, Section 3, line 12, by inserting after the article "the" the following:

"Director of the".

5. Amend the printed bill, page 2, Section 4, line 4 by striking therefrom the following: "ten thousand dollars" and by inserting in lieu thereof the following: "not less than two thousand five hundred dollars and when two average days gross sales exceed five thousand dollars, the bond shall be increased to equal two average days gross sales: **Provided,** that the bond provisions of this section shall not be required of sales rings that are located at stockyards which

are now posted as stockyards by the Director of Agriculture of the United States under and pursuant to the terms and provisions of the Packers and Stockyards Act, 1921 (42 U. S. Statutes at Large P. 159) and laws amendatory thereof. The bond shall be".

6. Amend the printed bill, page 3, Section 6, line 1 by inserting after the article "The" therein the following:

"Director of the".

7. Amend the printed bill, page 3, Section 7, line 2 by inserting after the article "the" therein the following:

"Director of the".

8. Amend the printed bill, page 3, Section 7, line 7 by inserting after the article "the" the following:

"Director of the".

9. Amend the printed bill, page 3, Section 7, line 12 by inserting after the article "the" therein the following:

"Director of the".

10. Amend the printed bill, page 4, Section 7, line 14 by inserting after the first article "the" therein the following: "Director of the".

11. Amend the printed bill, page 4, Section 7, line 17 by inserting after the article "the" therein the following:

"Director of the".

12. Amend the printed bill, page 4, Section 7, line 20, by inserting after the article "the" therein the following:

"Director of the".

13. Amend the printed bill, page 4, Section 7, line 23, by inserting after the article "the" the following: "Director of the".

14. Amend the printed bill, page 4, Section 7, line 28, by inserting after the first article "the" therein the following:

"Director of the".

15. Amend the printed bill, page 4, Section 8, line 5 by inserting after the word "file" the following:

"or cause to be filed".

16. Amend the printed bill, page 4, Section 8, lines 15 and 16

by striking therefrom the words "District Court of Lancaster County, Nebraska" therein and by inserting in lieu thereof the following:

"district court of the county in which the hearing was held".

17. Amend the printed bill, page 4, Section 8, line 16 by inserting after the first preposition "of" the word "the".

18. Amend the printed bill, page 5, Section 9, line 2 by inserting after the article "the" therein the following:

"Director of the".

19. Amend the printed bill, page 5, Section 10, line 2 by inserting after the second article "the" therein the following: "Director of the".

20. Amend the printed bill, page 5, Section 11, by striking that part of said section commencing with the article "the" in line 2 thereof down to and including the word and punctuation "stock" in line 15 on page 6 of said section, and by inserting in lieu thereof the following:

"all transactions under rules and regulations as may be prescribed by the Director of the Department of Agriculture and Inspection."

21. Amend the printed bill, page 6, Section 11, line 15 by striking therefrom the words "of sales".

22. Amend the printed bill, page 6, Section 11, line 16 by striking therefrom the word "immediate" therein and by inserting after the word "examination" in said line 16 the following:

"by the public during reasonable business hours."

23. Amend the printed bill, page 6, Section 12, line 3 by inserting after the article "the" therein the following:

"Director of the".

24. Amend the printed bill, page 6, Section 12, line 6, by striking therefrom the words "executive officer" and by inserting in lieu thereof the word "Director."

25. Amend the printed bill, page 6, Section 12, line 10 by inserting ahead of the word "Department" therein the following: "Director of the".

26. Amend the printed bill, page 6, Section 13, line 2 by striking therefrom the word "inspected" therein and by inserting in lieu

thereof the word "Released".

27. Amend the printed bill, page 6, Section 13, line 3 by striking therefrom the words "of the department" therein and by inserting in lieu thereof the following:

", appointed by the Director as provided in the preceding section,".

28. Amend the printed bill, page 6, Section 13, line 4, by inserting after the second article "the" therein the following: "Director of the".

29. Amend the printed bill, page 6, Section 13, line 6 by striking therefrom the word "Said" and by inserting in lieu thereof the following:

"When required said".

30. Amend the printed bill, page 6, Section 13, line 11 by inserting after the article "the" the following:

"Director of the".

31. Amend the printed bill, page 6, Section 13, lines 12 and 13 by striking therefrom the following:

", treatment and services".

32. Amend the printed bill, page 6, Section 13, line 14 by inserting after the first conjunction "and" therein the following:

", on the first day of each month shall be".

33. Amend the printed bill, page 6, Section 13, line 14, by inserting after the article "the" the following:

"Director of the".

34. Amend the printed bill, pages 6 and 7 by striking all of Section 14 therefrom; and renumbering the rest of said sections.

35. Amend the printed bill, page 7, Section 15, line 6 by striking therefrom the words "issued by" and by inserting in lieu thereof the following: "approved by the Director of".

36. Amend the printed bill, page 7, by striking all of Section 16 thereon and by again renumbering the rest of said sections to correspond therewith.

37. Amend the printed bill, page 7, Section 17, line 1 by in-

serting immediately before the word "partnership" the word and punctuation "association,".

38. Amend the printed bill, page 7, Section 17, line 3 by inserting after the article "the" therein the following:

"Director of the".

39. Amend the printed bill, page 8, Section 19, line 1 by striking the second figure "5" and by inserting in lieu thereof the figure "3".

40. Amend the printed bill, page 1, title, line 4 by striking therefrom the word "brand" and by inserting in lieu thereof the word "veterinary".

41. Amend the printed bill, page 1, line 5, title, by inserting after the first article "the" therein the following:

"Director of the".

42. Amend the printed bill, page 1, title, line 9 by striking the figure "5" and by inserting in lieu thereof the figure "3".

43. Amend the printed bill, page 1, caption, "Introduced by" therein by striking therefrom the word "Senators".

Enrollment and Review

LEGISLATIVE BILL NO. 49. Re-referred to Select File with amendments:

1. Amend the Engrossed bill, page 1, title by striking all of said title after the word "ACT" in line 1 therein and by inserting in lieu thereof the following:

"to amend Section 20-208, C. S. Supp., 1933, relating to civil procedure, district court; to provide the time within which actions may be brought for the recovery of money collected under invalid tax laws; to prescribe a period within which existing claimants may bring such actions after the effective date of this Act; to repeal said original section; and to declare an emergency."

2. Amend the Engrossed Bill, pages 1 and 2, Section 1 by striking all of said section after the figures, symbol and punctuation "20-208," in line 1 therein and by inserting in lieu thereof the following:

"C. S. Supp., 1933, be amended to read as follows:

20-208. Within one year an action for libel, slander, assault and battery, false imprisonment, malicious prosecution; and for malpractice two years; and action upon a statute for a penalty or forfeiture but where the statute giving such action prescribes a different limitation, the action may be brought within the period so limited. **In the absence of any other shorter applicable statute of limitations, any action for the recovery of any excise or other tax, which has been collected under any statute of the state of Nebraska, which has been finally adjudged to be unconstitutional, shall be brought within one year after the final decision of the court declaring it to be unconstitutional.**"

3. Amend the Engrossed Bill, page 2, Section 3 by striking all of said section after the word "That" in line 1 therein and by inserting in lieu thereof the following:

"said original Section 20-208, C. S. Supp., 1933, is hereby repealed."

4. Amend the Engrossed Bill, page 2, Section 4, line 2 by inserting after the first conjunction "and" and before the word "effect" therein the word "take".

LEGISLATIVE BILL NO. 57. Correctly engrossed.
LEGISLATIVE BILL NO. 39. Correctly engrossed.
LEGISLATIVE BILL NO. 84. Correctly engrossed.
LEGISLATIVE BILL NO. 81. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

LEGISLATIVE RESOLUTION NO. 5

Authorizing Investigation of Department of Roads and Irrigation by Select Committee of the Legislature.

Introduced By A. L. Miller, R. W. Howard, L. B. Murphy, Earl W. Carpenter, Tracy T. Frost, E. M. Neubauer and Hugh B. Ashmore.

PREAMBLE

WHEREAS, the State Engineer for the Department of Roads and Irrigation is responsible for the expenditure of many millions of dollars of public funds annually (See pages 664 and 665 Session Laws of Nebraska, 1935), and

WHEREAS, under and by virtue of the provisions of Legislative Bill No. 158, now pending before this Legislature, prepared and sponsored by said State Engineer and said department, it is proposed to abolish the Gasoline Highway Fund and to create in its stead a new fund to be known as the Gasoline Tax Fund, and

WHEREAS, by the terms of said Legislative Bill No. 158 it is further proposed to repeal Section 39-1705, C. S. Supp., 1933, under which the State Aid Road Fund, together with money apportioned to the State of Nebraska from the federal government under the Federal Aid Road Act of July 11, 1916, has been definitely apportioned to the several counties for more than twenty years, and

WHEREAS, said Legislative Bill No. 158 further amends existing statutes so that the State Engineer for the Department of Roads and Irrigation hereafter will be enabled to expend approximately seventy per cent of all moneys available for road purposes in the state of Nebraska, arising from direct taxation, excise taxes or otherwise in his own discretion and without any limitation in the law as to where or on what type of projects said road fund shall be spent,—and more than seventy per cent of said road moneys in the event that the counties of this state do not see fit to match federal aid for feeder roads—, and

WHEREAS, such information as members of the Legislature have been able to elicit from officers and employees of the Department of Roads and Irrigation as to the amount, procedure, purpose and method of expenditure of moneys heretofore appropriated for highway purposes in this state, including federal aid funds, is lacking in definite information which legislators require intelligently to determine the future needs of said Department of Roads and Irrigation in so far as the construction and maintenance of the highways of the state of Nebraska are concerned, and

WHEREAS, with the proposed repeal of the statutory limitations confronting this Legislature along with the abolition of the Gasoline Highway Fund, the time appears to be opportune to provide this Legislature with a complete investigation and audit of the doings of the Department of Roads and Irrigation since the first Thursday after the first Tuesday in January, 1931, and prior to that time if it seems to be necessary to the Committee hereafter selected for that purpose,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That the Speaker appoint forthwith a committee of five members of this Legislature to make a thorough investigation and audit

of the Department of Roads and Irrigation or of its predecessor, the Department of Public Works, commencing on the first Thursday after the first Tuesday in January, 1931 or prior to said date if said committee deems the same to be necessary.

2. That said committee of this Legislature be hereby clothed with full powers to make such investigation as they may see fit touching the management of the affairs of this state committed to the Department of Roads and Irrigation or its predecessor, the Department of Public Works, by law; that, among other things, said investigation shall be directed particularly to the management of the Gasoline Highway Fund, proposed to be abolished, the state highway fund and all other funds heretofore used by or useful to said department in supervising the construction and maintenance of the highway system of this state and the several counties thereof; and that said committee report its findings in writing to this Legislature as soon as conveniently possible, either in whole or in part, to the end that said Legislature may intelligently determine whether or not said Department of Roads and Irrigation is now being administered and has been administered in the past in an efficient manner and whether any existing abuses are present therein which ought to be corrected.

3. That the sum of Thirty-five Hundred dollars, or so much thereof as may be necessary, is hereby made available for the use of said committee out of funds appropriated for the incidental expenses of the Fifty-second Session of this Legislature, the same being appropriated in Legislative Bill No.191, Section 1 thereof, as it now exists, or as hereafter amended, to be expended in the same manner as other claims against said fund, as provided in Section 2, Legislative Bill No. 10, Fifty-second Session, Nebraska State Legislature.

4. That said committee shall have full power and authority and it shall be its duty to prosecute its inquiries in any and every direction and by any and every means in its judgment necessary or proper to enable it to obtain information in regard to and report upon matters contemplated in this resolution. Whenever in its judgment the public interest demands, the committee may require any public officer, deputy, assistant or any public employee paid directly or indirectly by means of public funds, or any other individual to testify before them and to produce books, papers or other documents in obedience to the subpoena of said committee: **Provided, however,** any person so attending and testifying or producing such books, papers or other documents shall not be subject to prosecution or any penalty or forfeiture for or on account of the particular transac-

tion, matter or thing concerning which he may testify or produce evidence, documentary or otherwise, before said committee; and provided further, said committee may conduct its investigations, may examine witnesses and hold hearings in public or in camera.

The resolution was laid over.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 5. (With emergency clause)

A Bill for an Act to amend Section 68-104, Compiled Statutes of Nebraska, 1929, relating to overseers of the poor and the employment of a physician or physicians for the poor of the county; to repeal said original section, and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 34:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Dafoe
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 1:

Peterson, J. B.

Not voting, 8:

Carpenter
Carsten
Comstock
Diers
Haycock
Johnson, W. R.
McMahon
Thomas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 6

A Bill for an Act relating to state institutions; to provide that the cost of caring for patients committed to hospitals for the insane from the several counties shall be defrayed by state levy; to prescribe procedure for the collection of said expense; and to repeal Section 83-732, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 181, Session Laws of Nebraska, 1935.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Dafoe
Frost
Gantz
Hall
Howard
Johnson, R. W.
McMahon
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 7:

Dunn
Johnson, W. R.
Knickrehm
Miller
Murphy
Strong
Warner

Not voting, 5:

Carsten
Comstock
Diers
Haycock
Thomas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE FILE

LEGISLATIVE BILL NO. 15. The report of the Committee of the Whole was adopted.

LEGISLATIVE BILL NO. 68. The amendment offered in the Report of the Committee of the Whole was adopted.
The recommendation to indefinitely postpone was rejected.

LEGISLATIVE BILL NO. 59. The report of the Committee of the Whole was adopted.

LEGISLATIVE BILL NO. 101. The report of the Committee of the Whole was adopted.

LEGISLATIVE BILL NO. 122. The report of the Committee of the Whole was adopted.

REFERRED FOR REVIEW

LEGISLATIVE BILL NO. 15. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 68. Remains on Legislative File.

LEGISLATIVE BILL NO. 59. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 101. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 122. Referred to Committee on Enrollment and Review for review.

COMMITTEE OF THE WHOLE

At 9:50 A. M. Mr. Schultz moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Brandt in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 158. Referred to Committee on Enrollment and Review for review with amendments:

Committee of the Whole Amendments to L. B. No. 158.

Amend the printed Bill as follows:

Section 1, line 1, insert after "Statutes" "of Nebraska". Line 2, insert before "Laws" the word "Session". Line 4, same as line 1.

Section 1, line 60, page 3, insert "Provided that the amount of the tax hereby imposed shall be reduced to four cents per gallon after June 30, 1939".

Section 2, line 1, strike "C. S. Supp." and insert in lieu thereof "Compiled Statutes of Nebraska, Supplement". Line 2, insert before "Laws" the word "Session". Line 4, insert after "Statutes" the following—", of Nebraska,". Line 5 insert "amended" in lieu of "amend". Line 11, insert "of" in lieu of "for". Line 16, insert "of" in lieu of "," after "Statutes".

Section 2, line 18, page 4, insert "provided that the amount of the tax hereby imposed shall be reduced to four cents per gallon after June 30, 1939".

Section 3, line 1, insert "Session" before "Laws". Line 2, insert "," after ")".

Section 4, line 1, insert "of" in lieu of "," after "Statutes". Line 75, page 6, strike "State Assistance Fund" and insert in lieu thereof "fund of the State, created or which may be created, by any assistance, relief, or welfare act of this state".

Section 4, line 136, page 8, add the following: "Provided, however, that after June 30, 1939, three-eights (⅜) of the balance of the gasoline tax fund after deducting such sum as may be appropriated to administer and to carry out the provisions of this Act relating to the collection of said tax shall be transferred to the various County Treasurers of the State in the same manner and for the same uses and purposes as are hereinabove provided, and the balance remaining in said fund shall be transferred to the Department of Roads in the same manner and for the same uses and purposes as are hereinabove provided, and no part of said fund shall be transferred to any fund of the state, created or which may be created by any assistance, relief, or welfare act of this state".

Section 5, line 2, strike ",Supp." after "Statutes" and insert in lieu thereof "of Nebraska, Supplement,". Line 3, insert "Session" before "Laws". Line 4, same as line 3. Line 5, insert "of" in lieu of ",". Line 6, insert "," after ")".

Section 6, line 1, insert "of" in lieu of ",". Line 2, insert "," after ")".

Section 7, line 1, insert "of" in lieu of ",". Line 2, insert "," after ")".

Amend the title to the printed bill as follows:

Line 1, insert "of" in lieu of "," after "Statutes". Line 2, strike "Supp." and insert "Supplement". Line 3, insert "Session" before "Laws". Line 4, same as line 3 . Line 5, insert "of" in lieu of

"," after "Statutes". Line 8, same as line 5. Line 9, same as line 8.

Line 10, insert after semi-colon "to impose a tax of five cents per gallon upon motor vehicle fuels until June 30, 1939, and four cents per gallon thereafter".

Line 10, after "that" insert "until June 30, 1939".

Line 12, strike "State Assistance Fund" and insert in lieu thereof "any fund of the state, created or which may be created by any assistance, relief, or welfare act of this state".

Line 15, insert after "herein", "and that after June 30, 1939, three-eighths (⅜) of the four-cent tax shall be transferred to such County Treasurers and the remainder to such Department for the uses and purposes specified in said section".

Amend the printed bill, page 2, section 1, line 30, by inserting after the word "received" the following:

"Such sworn statements shall be entitled to be received in evidence in all courts of this state and shall be prima facie evidence of the facts therein stated."

Amend the title page 1, line 16, by inserting after the word "exclusive," the following:

"To provide that dealers' sworn statements shall be prima facie evidence of the facts therein stated."

Amend the printed bill as follows:

Section 4, line 74, page 6, insert in lieu of "Eight" "Until June 30, 1939, eight".

Line 136, page 8, amend the first part of amendment to read as follows: "Provided, however, that after June 30, 1939, three-eights instead of thirty per cent".

Amend by striking out the words "upon resolution of the County Board", appearing in line 99 Section 4 of the printed bill.

Amend the mimeographed bill as follows:

On page 5 Section 4 line 9, strike the word **"eight"** therein and insert in lieu thereof the word **"twenty"**; and in line 13 of said section strike the word **"eight"** therein and insert in lieu thereof the word **"twenty".**

Record vote demanded.

Voting in the affirmative, 20:

Adams, E. A.
Adams, J., Jr.
Ashmore
Carpenter
Comstock
Diers
Frost
Gantz
Johnson, R. W.
Johnson, R. W.
McMahon
Miller
Murphy
Neubauer
Peterson, J. B.
Reynolds
Thomas
Tvrdik
Warner
Worthing

Voting in the negative, 20:

Brady
Brandt
Brodecky
Cady
Carlson
Carsten
Dafoe
Dunn
Hall
Howard
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Schultz
Slepicka
Strong
Von Seggern
Wells

Absent and not voting, 3:

Armstrong
Haycock
Knickrehm

The amendment was lost.

Amend the mimeographed copy, section 4, page 5, lines 6, 7, 8, 9, by striking the following words:

"out of which fund there shall be appropriated such sum as may be necessary to administer and carry out the provisions of this Act, relating to the collection of said tax".

Amend the mimeographed bill, p. 5, section 4, lines 17 and 18 by striking the word "auto" and inserting in lieu thereof the words "motor vehicle".

LEGISLATIVE BILL NO. 48. Laid over. Retains place on file.

(Signed) H. F. Brandt, Chairman.

The report was adopted.

MOTION—To Adjourn

At 12:05 P. M. on motion of Mr. Tvrdik the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

THIRTY-SEVENTH DAY

Legislative Chamber.

Lincoln, Nebraska, February 24, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Thirty-sixth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Knickrehm, Mr. Ashmore, Mr. Frost, Mr. Von Seggern, Mr. Reynolds, Mr. Carpenter, opposing L. B. 50; Mr. Gantz, Mr. Haycock, Mr. Ashmore, favoring L. B. 97; Mr. Tvrdik, favoring L. B. 119 and L. B. 120; Mr. Nuernberger, favoring L. B. 50, 51, 131, 137 and 449; Mr. Haycock, favoring L. B. 1. Memorials were read from the Legislatures of Oregon and Idaho.

COMMUNICATIONS

Letters were read from M. H. McIntyre, Assistant Secretary to the President, W. B. Bankhead, Speaker of the House, and Congressman, Harry B. Coffee.

NOTICE OF COMMITTEE HEARINGS

Government

L. B. No. 232, Thursday, March 4, 1937, 7:30 P. M.
L. B. No. 245, Thursday, March 4, 1937, 7:30 P. M.

L. B. No. 246, Thursday, March 4, 1937, 7:30 P. M.
L. B. No. 247, Thursday, March 4, 1937, 7:30 P. M.
L. B. No. 250, Thursday, March 4, 1937, 7:30 P. M.
L. B. No. 310, Thursday, March 4, 1937, 7:30 P. M.
L. B. No. 393, Thursday, March 4, 1937, 7:30 P. M.
L. B. No. 383, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 385, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 391, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 392, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 104, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 60, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 182, Tuesday, March 9, 1937, 7:30 P. M.
L. B. No. 219, Tuesday, March 9, 1937, 7:30 P. M.
L. B. No. 155, Tuesday, March 9, 1937, 7:30 P. M.
L. B. No. 165, Tuesday, March 9, 1937, 7:30 P. M.
L. B. No. 166, Tuesday, March 9, 1937, 7:30 P. M.

Agriculture

L. B. No. 260, Thursday, March 4, 1937, 2:00 P. M.
L. B. No. 264, Thursday, March 4, 1937, 2:30 P. M.
L. B. No. 266, Thursday, March 4, 1937, 3:00 P. M.
L. B. No. 362, Thursday, March 4, 1937, 3:30 P. M.

Revenue

L. B. No. 25, Tuesday, March 16, 1937, 2:00 P. M.

Public Highways and Bridges

L. B. No. 148, Thursday, March 4, 1937, 2:30 P. M.
L. B. No. 384, Thursday, March 4, 1937, 2:30 P. M.
L. B. No. 373, Thursday, March 4, 1937, 2:30 P. M.
L. B. No. 9, Thursday, March 4, 1937, 2:30 P. M.
(Highway No. 293)

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 5. Correctly enrolled.
LEGISLATIVE BILL NO. 6. Correctly enrolled.

PRESENTED TO GOVERNOR

February 23, 1937.

Mr. President: Your Committee on Enrollment and Review would respectfully report that we have this day at 10:20 A. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 32.
LEGISLATIVE BILL NO. 22.
LEGISLATIVE BILL NO. 47.
LEGISLATIVE BILL NO. 46
LEGISLATIVE BILL NO. 23.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 135. Indefinitely postponed.
LEGISLATIVE BILL NO. 93. Placed on General File with amendments:

Standing Committee Amendments to L. B. 93:

1. **Title**—line 2: Insert 'purchase' following "permits to".

2. **Section** 1—lines 5 and 6: Definition of antiquated and obsolete weapons heretofore submitted.

3. **Section** 3: Strike all of lines 1 and 2 up to the phrase "upon application", inserting

'All permits shall be issued by the Sheriff of a county unless the county contains a city of the metropolitan class, or a city of the first class, in which event, all permits to applicants residing in said county shall be issued by the Chief of Police of said city'.

4. **Section** 3—line 7: Change figure 3 to 4 (or 5, if following amendment is incorporated as Section 4).

5. **Section** 4 (New Section):

The following types of permit shall be issued:

1. A permit to purchase, own or posses a firearm, which shall be designated as Permit Type A.

2. A permit to purchase, own, possess or carry a firearm concealed on the person, which shall be designated as Permit Type B.

Under no circumstances shall Permit Type A be construed to grant the permit holder the right to carry a firearm concealed on the person.

6. **Section** 4—Insert between sub-paragraphs b and c—'unless the applicant has been a resident of the State of Nebraska for at least three months'.

7. **Section** 4—lines 13 and 14: Strike out to "Any issuing authority", inserting—

'If the foregoing conditions are satisfied, it shall be mandatory upon the issuing authority to issue a permit within fourteen days from the date of application'.

8. **Section** 4—lines 16, 17 and 18: Strike out all after the word "shall" in line 16 to the word "be" in line 18.

9. **Section** 5—line 2: Strike out the phrase "by issuing authority", and insert after "retained by", the following:

'The Treasurer of the county or city whose sheriff or chief of police shall issue permits'.

10. **Section** 6—line 9: Change figure 3 to 4 (or 5, if amendment suggested at number 5 is adopted).

11. **Section** 7—line 16: Strike phrase "nor more than three years", inserting 'or pay a fine not to exceed $500, or both'.

12. **Section** 8a—line 23: Strike phrase "nor more than three years", inserting "or pay a fine not to exceed $500, or both".

13. **Section** 8b—line 27: Strike the word "felony", inserting "misdemeanor".

14. **Section** 8b—line 28: Strike the words "State Penitentiary", inserting "County Jail".

15. **Section** 8b—line 29: strike the words "one year", inserting "six months, or pay a fine not to exceed $500, or both".

16. **Section** 8b—line 30: Strike words after "broker" to "or otherwise", inserting "whoever sells, leases, rents, loans, barters, gives".

17. **Section** 8b—line 31: Strike the word "transferring" and insert the word "transfer".

18. **Section** 8b—lines 31 and 32: Strike the phrase "who fails or neglects to", inserting the word "without".

19. **Section** 8b—line 32: Strike the word "notify", inserting "notifying".

20. **Section** 8b—line 37: Add "or both" after the word "dollars".

21. **Section** 10—lines 9 and 10: Strike words after "impris-

oned" to word "provided" inserting "in the County Jail for not more than six months, or pay a fine of not more than $500.00, or both".

22. **Section** 12—line 3: Strike the word "felony", inserting "misdemeanor".

23. **Section** 12—line 4: Strike the word "penitentiary", inserting "County Jail".

24. **Section** 12—lines 4 and 5: Strike the words after "penitentiary" to the end, inserting "for not more than six months, or pay a fine of not more than $500, or both".

25. **Section** 13—line 10: Add the phrase "or both" after "$500".

26. **Section** 14—line 3: Insert after "elsewhere", "or is convicted, or pleads guilty to any violation of any of the provisions of this Act".

27. **Section** 15: Strike in toto, inserting—

"Any person who commits any felony with a firearm in his possesion, or having one readily available, whether such person has a permit or not, and whether such firearm is employed in the commission of the felony or not, shall in addition to the penalties otherwise provided for said felony, and cumulative thereto, be imprisoned in the Penitentiary for a period of not more than five years, and said sentences shall be imposed and served consecutively and not concurrently. Any complaint, information or indictment charging a person with a felony shall be sufficient to sustain a conviction and sentence under the provisions of this section, if such complaint, information, or indictment in addition to and at the end of the words describing such felony, contains any statement that such felony was committed with a firearm, or the accused had one readily available, and it shall not be necessary to state a charge of violation of this section as a separate count in any such complaint, information or indictment."

28. **Section** 18—line 9: Strike the word "felony", inserting "misdemeanor".

29. **Section** 18—line 11: Strike phrase "State Penitentiary", and insert "County Jail".

30. **Section** 18—line 11: Strike phrase "two years", inserting "six months, or both".

31. **Section** 20—line 10: Strike after word "years" to end, inserting—

"provided, however, whoever commits any felony with such a weapon or having one readily available, whether such weapon is employed in the commission of a felony or not, shall in addition to the penalties otherwise provided for the commission of the felony, and cumulative thereto, be imprisoned in the Penitentiary for a term of not more than ten years, and said sentences shall be imposed and served consecutively and not concurrently. Any complaint, information or indictment charging a person with a felony shall be sufficient to sustain a conviction and sentence under the provisions of this section, if such complaint, information or indictment, in addition to and at the end of the words describing such felony, contains a statement that such felony was committed with a weapon, or the accused had one readily available, and it shall not be necessary to state a charge of violation of this section as a separate count in any such complaint, information or indictment."

32. Add a new section No. 21—

"It shall be the duty of every sheriff or police officer to confiscate every firearm or weapon found in the possession of an alien, felon or non-permit holder. After confiscating any such firearm or weapon, it shall be the duty of said sheriff or police officer to immediately destroy said firearm or weapon to the extent that same can not be fired. Who ever violates a provision of this section, shall be deemed guilty of a misdemeanor and be imprisoned in the County Jail not to exceed six months or pay a fine not to exceed $500, or both".

33. Section 17 should immediately precede the emergency clause.

34. Add a new paragraph as follows:

"Whereas an emergency exists, this Act shall be in full force and effect from and after its passage and approval according to law."

Strike the word and figures "18 inches" wherever it appears in the bill in regard to the barrel length of rifles or shot guns, and substitute the words and figures "17 inches" therefor.

(Signed) W. E. WORTHING, Chairman.

Revenue

LEGISLATIVE BILL NO. 88. Indefinitely postponed.

LEGISLATIVE BILL NO 143. Placed on General File with amendment:

Standing Committee amendment to L. B. 143:

Add the name "Robert M. Armstrong" as an introducer.

(Signed) W. F. HAYCOCK, Chairman.

APPROVED BY GOVERNOR

February 23rd, 1937.

To the Honorable Walter H. Jurgensen
President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill number 22
Legislative Bill number 23
Legislative Bill number 32
Legislative Bill number 46
Legisaltive Bill number 47

Respectfully,
(Signed) THEO. M. OSTERMAN
Secretary to the Governor

RESOLUTIONS

Mr. Miller called up his resolution Authorizing Investigation of Department of Roads and Irrigation by Select Committee of the Legislature, which was referred to the Committee on Appropriations.

MOTION TO SUSPEND RULE

Mr. President: I move to suspend Section 16 of Rule XII relative to introduction of Legislative Bill No. 552.

(Signed) BRADY.

The motion prevailed with 31 ayes, no nays, 12 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 552. By Committee on Appropriations by special order of the Legislature.

A Bill for an Act to amend Section 1, Legislative Bill No. 10, as amended by Section 1, Legislative Bill No. 191, Fifty-second Session, Nebraska State Legislature, 1937, relating to the compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies and other incidental expenses incurred during said Fifty-second Session, Nebraska State Legislature; to repeal said original section, as amended; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 5 of Rule 12 and that L. B. 552 be read the second time.

BRADY.

The motion prevailed.

BILLS ON SECOND READING

The following bill was read the second time by title.

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 552.

Referred to Committee on Appropriations.

SELECT FILE

LEGISLATIVE BILL NO. 49.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-sixth Day).

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

REFERRED FOR ENGROSSMENT

LEGISLATIVE BILL NO. 49. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE FILE

LEGISLATIVE BILL NO. 124. The report of the Committee of the Whole was adopted.

LEGISLATIVE BILL NO. 126. The report of the Committee of the Whole was adopted.

LEGISLATIVE BILL NO. 161. The report of the Committee of the Whole was adopted.

MOTION—To Amend

Mr. President: I move to amend L. B. No. 161 as follows:

Section 2, lines 6 and 7, strike out word "Sheridan" and insert word "Lancaster".

Amend Section 4, Line 1 by striking out word "Sheridan" and inserting word "Lancaster".

R. M. HOWARD.

The motion was lost.

REFERRED FOR REVIEW

LEGISLATIVE BILL NO. 68. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 124. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 126. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 161. Referred to Committee on Enrollment and Review for review.

MOTION—To Reconsider L. B. 190

Mr. President: I move that we reconsider our action on L. B. No. 190.

(Signed) DUNN.

The motion prevailed unanimously.

MOTION—To Re-refer L. B. 190

Mr. President: I move that L. B. No. 190 be re-referred to Committee on Judiciary.

DAFOE.

The motion prevailed.

MOTION—To Suspend Rule

Mr. President: I move that Section 1 of Rule XVIII be suspended.

(Signed) LELAND R. HALL.

The motion prevailed with 31 ayes, no nays, 12 not voting.

MOTION—To Reconsider L. B. 52, L. B. 53

Mr. President: I move that we reconsider our action on L. B. 52 and L. B. 53.

LELAND R. HALL.

The motion prevailed with 32 ayes, no nays, 11 not voting.

MOTION—To Re-refer

Mr. President: I move that L. B. 52 and L. B. 53 be re-referred to the Committee on Banking and Insurance.

LELAND R. HALL.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 10:05 A. M. Mr. Brandt moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Gantz in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 48. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 1. Referred to Committee on Enrollment and Review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Thirtieth Day. These amendments were adopted in Committee of the Whole).

LEGISLATIVE BILL NO. 27. Referred to Committe on Enrollment and Review for review.

LEGISLATIVE BILL NO. 77. Referred to Committe on Enrollment and Review with amendments.

Amend the title by inserting after the word "repeal" the following:

"Section 3, Chapter 17, Session Laws of Nebraska 1933, being".

By inserting in line 1 of Section 1, after the word "that" the following:

"Section 3, Chapter 17, Session Laws of Nebraska 1933, being".

LEGISLATIVE BILL NO. 78. Referred to Committee on Enrollment and Review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-second Day. These amendments were adopted in Committee of the Whole).

LEGISLATIVE BILL NO. 79. Referred to Committee on Enrollment and Review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-second Day. These amendments were adopted in the Committee of the Whole).

LEGISLATIVE BILL NO. 80. Referred to Committee on Enrollment and Review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-second Day. These amendments were adopted in Committee of the Whole).

LEGISLATIVE BILL NO. 125. Referred to Committee on Enrollment and Review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-second Day. These amendments were adopted in Committee of the Whole).

LEGISLATIVE BILL NO. 175. Report progress.

(Signed) HARRY E. GANTZ, Chairman.

The report was adopted.

MOTION—To Suspend Rule XIII, Sec. 9, Clause g.

Mr. President: I move to suspend Rule XIII, Section 9, Clause g, to consider L. B. 158; and all of Section 13 of Rule XIII in the further consideration of L. B. 158.

J. N. NORTON.

The motion prevailed unanimously.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 158. Placed on Select File with amendments:

Amend sixth paragraph of the Committee of the Whole amendments Line 3, by substituting the case letter "s" instead of the capital letter "S" in the word "state", after the words "fund of the".

Paragraph 12, Committee of the Whole amendments to title, Line 3, Line 15 of the title in the mimeographed bill, insert, "to provide that dealers' sworn statements shall be prima facie evidence of the facts therein stated;" after the word "thereafter;", (the above amendment is inserted to replace the amendment offered by W. F. Haycock and adopted by the Committee of the Whole on the thirty-sixth legislative day), and to correct the same as it appears on page 511 of the Journal for that day.

Amend the printed bill, page 2, section 1, line 30, by inserting after the word "received" the following: "Such sworn statements shall be entitled to be received in evidence in all courts of this state and shall be prima facie evidence of the facts therein stated." (See Page 528 of the Journal)

Section 4, page 6, line 81 of the printed bill, page 6, line 28 of the original bill, page 5, line 19 of mimeographed copy, strike the comma after the word "year", insert period in lieu thereof, and substitute capital letter "S" for the case letter "s" in the word "said".

Strike all of section 7 in original, printed, and mimeographed bills and renumber "Section 8" as "Section 7".

Amend the title, line 10 of the printed bill, line 10 of the original bill, and line 12 of the mimeographed bill, by striking "to repeal Section 39-1705, Compiled Statutes, Nebraska, Supplement, 1933 **(1935);"**.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Adjourn

Mr. Schultz moved to adjourn.

The motion was lost.

Mr. Armstrong moved that the report of the Committee on Enrollment and Review be adopted.

The motion prevailed.

MOTION—To Recommit

Mr. President: I move to recommit L. B. No. 158 to the Committee of the Whole to be placed on General File for the following specific amendment:

On page 5, Section 4, line 9, strike the word "eight" therein and insert in lieu thereof the word "twenty", and in line 13 of said section strike the word "eight" therein, and insert in lieu thereof the word "twenty".

(Signed) JOHN ADAMS, Jr.

Mr. Schultz moved the previous question.

A call of the Legislature was ordered.

The call was raised.

The motion was lost with 13 ayes, 28 nays, 2 not voting.

REFERRED FOR ENGROSSMENT

LEGISLATIVE BILL NO. 158. Referred to Committee on Enrollment and Review for engrossment.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the president signed:

LEGISLATIVE BILL NO. 5.
LEGISLATIVE BILL NO. 6.

MOTION—To Adjourn

At 12:50 P. M. on motion of Mr. Miller the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

THIRTY-EIGHTH DAY

Legislative Chamber,

Lincoln, Nebraska, February 25, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Regan who was ill.

The Journal for the Thirty-seventh Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Pizer, Mr. Carlson, Mr. Cady, Mr. Carpenter, Mr. Gantz, Mr. Schultz, opposing L. B. No. 50; Mr. Pizer, Mr. Carlson, favoring L. B. No. 97; Mr. Tvrdik, one favoring and one opposing the Child Labor Amendment; Mr. Knickrehm, opposing the one-cent gasoline tax; Mr. Haycock, favoring the "Fair Trades Practice" bill; Mr. Slepicka, favoring L. B. No. 127 and L. B. No. 138; Mr. Wells, opposing L. B. No. 68; Mr. Jurgensen, favoring L. B. No. 14.

COMMUNICATIONS

Letters were read from Congressmen Karl Stefan and Charles F. McLaughlin; and Mr. T. A. Abresch.

NOTICE OF COMMITTEE HEARINGS

Banking and Insurance

L. B. No. 234, Wednesday, March 3, 1937, 2:00 P. M.

L. B. No. 319, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 370, Wednesday, March 3, 1937, 2:30 P. M.
L. B. No. 545, Wednesday, March 10, 1937, 2:00 P. M.
L. B. No. 367, Wednesday, March 10, 1937, 2:00 P. M.
L. B. No. 399, Wednesday, March 10, 1937, 2:30 P. M.

Judiciary

L. B. No. 216, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 223, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 355, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 241, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 347, Wednesday, March 3, 1937, 2:00 P. M
L. B. No. 416, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 459, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 498, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 551, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 433, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 484, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 501, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 503, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 520, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 293, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 294, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 317, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 342, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 357, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 360, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 406, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 407, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 420, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 437, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 446, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 447, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 458, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 472, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 500, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 532, Monday, March 8, 1937, 2:00 P. M.
L. B. No. 546, Monday, March 8, 1937, 2:00 P. M.

Labor and Public Welfare

L. B. No. 425, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 426, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 427, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 428, Friday, March 5, 1937, 2:00 P. M.

L. B. No. 429, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 430, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 376, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 377, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 379, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 380, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 382, Friday, March 5, 1937, 2:00 P. M.
L. B. No. 150, Friday, March 12, 1937 and Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 189, Friday, March 12, 1937 and Wednesday, March 17, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL NO. 86. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 86:

1. Amend the printed bill pages 1 and 2, by striking all of Section 1 therein and by inserting in lieu thereof the following:

"Section 1. It shall be unlawful for any person or persons, firm or corporation to conduct any circus or carnival in any city or within a radius of six miles of any city, within the state of Nebraska, at or near which any state or county fair association operates a state or county fair, within a period of eighteen days next preceding the date advertised and set for such state or county fair, or during the time of holding said fairs: **Provided however,** any such circus, or carnival, may be held at the time and place of holding any such state or county fair, with the consent of the officials of such fair, or with such fair; **and provided further,** that nothing herein contained shall exempt such circus or carnival from obtaining proper license or permit as provided by law; **and provided further,** that such license or permit shall not be construed to permit such circus or carnival from operating or showing at such cities within the eighteen day period immediately previous to the holding of such state or county fair, except as hereinbefore provided."

2. Amend the printed bill, page 1, title, by striking all of said title and by inserting in lieu thereof the following:

"A BILL

FOR AN ACT relating to agriculture; to prohibit any circus, or carnival from showing or exhibiting at cities where any state or county fair association conducts a fair, within a period of eighteen days next preceding the date advertised and set for such state or county fair; and to prescribe penalties for the violation thereof."

LEGISLATIVE BILL NO. 96. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 96.

1. Amend the printed bill, page 2, Section 1, line 5 by inserting after the word "Nebraska" therein the following:

"by commercial orchardists, as hereinafter defined in Section 5 of this Act."

2. Amend the printed bill, page 5, Section 5, line 9 by inserting after the word and punctuation "resale." and before the word "No" therein the following:

"Nor shall any provision in this Act be construed to apply to persons, firms or corporations who grow apples in the state other than commercial orchardists who are hereby defined as persons, firms or corporations that grow, pack, prepare for shipment, ship, sell or offer for sale in Nebraska apples in quantities of three hundred and fifty bushels or more in any one year."

3. Amend the printed bill, page 1, title, line 18 by inserting after the word and punctuation "Inspection;" and before the preposition "to" therein the following:

"to provide that the provisions of this Act shall apply only to commercial orchardists."

4. Amend the printed bill, Section 1, page 2, line 28 after the words "wind fall" add "and tree picked."

LEGISLATIVE BILL NO. 181. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 181:

1. Amend the printed bill, page 2, Section 2, line 11 by striking the figures, "$15.00" and inserting in lieu thereof the figures "$10.00."

(Signed) E. M. NEUBAUER, Chairman.

Appropriations

LEGISLATIVE BILL NO. 221. Placed on General File.

(Signed) FRANK J. BRADY, Chairman.

Claims and Deficiencies

LEGISLATIVE BILL NO. 188. Placed on General File.
LEGISLATIVE BILL NO. 253. Placed on General File.
LEGISLATIVE BILL NO. 295. Placed on General File.
LEGISLATIVE BILL NO. 338. Placed on General File.

(Signed) R. M. HOWARD, Chairman.

Drainage, Irrigation and Water Power

LEGISLATIVE BILL NO. 85. Indefinitely postponed.
LEGISLATIVE BILL NO. 87. Indefinitely postponed.
LEGISLATIVE BILL NO. 89. Indefinitely postponed.
LEGISLATIVE BILL NO. 129. Placed on General File with amendment.

Standing Committee amendment to L. B. No. 129:

Amend the printed bill, page 2, section 1, line 20, by striking the word "**forty**" and inserting in lieu thereof the word "**fifteen**".

(Signed) HARRY L. PIZER, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 49. Correctly re-engrossed.
LEGISLATIVE BILL NO. 72. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 72:

Strike out the word "Senator" in the introducing clause.

Amend title, Line 9 of the original bill, line 6 of the printed bill, by striking out the word "of" and substituting therefor the word "for".

LEGISLATIVE BILL NO. 20. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 20:

Capitalize the word "State" in the original and printed bill, wherever used in apposition to Nebraska.

Strike out the word "Senator" in the introducing clause.

Section 2, Line 7 of the original bill, line 5 of the printed bill, insert the word "subject" after the word "appears,".

Section 5, Line 2 of the original bill, line 2 of the printed bill, insert a comma after the word "effect".

LEGISLATIVE BILL NO. 75. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 75:

Strike out the word "Senator" in the introducing clause.

Section 2, line 2 of the original bill, line 2 of the printed bill, insert a comma after "1929" before the word "is".

LEGISLATIVE BILL NO. 37. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 37:

Wherever "C. S. Supp. 1935" appears, insert in lieu thereof "Compiled Statutes of Nebraska, Supplement, 1933".

Section 1, Line 7 of original bill, line 6 of the printed bill, strike out the word "said" and substitute in lieu thereof the word "such".

Line 8 of the original bill, line 6 of the printed bill, insert the words "or upon" after the word "in".

Line 14 of the original bill, line 10 of the printed bill, insert the word "other" before the word "bonded".

Line 15 of the original bill, line 11 of the printed bill, insert the word "other" before the word "bonded".

Insert Committee of the Whole and Legislative File amendments to printed bill in original bill with following amendments thereto:

Committee of the Whole amendment, Lines 20 and 21, insert "Fifty" after the word "Hundred", capitalize the words "One Hundred Fifty Thousand Dollars" and insert after the word "Dollars" "($150,000.00)".

Legislative File amendment to No. 2 of the Committee of the Whole amendments, line 11, strike "or situated in any other place where any other college or school of said university is located,", after the word "Nebraska".

Legislative File amendments to Committee of the Whole amendment to line 19, insert before the word "situated" the words "of dormitories" and strike the following after the word "Nebraska", 'or situated in any other place where any other college or school of said university is located".

No. 2 of the Committee of the Whole amendments should, after the above amendments thereto, read as follows:

"Provided, the said dormitory bonds so issued shall be serial and optional at any time after five years from the day of their date, shall be amortized over a period not exceeding twenty-five years from their date and shall contain covenants to the effect that the unpledged net earnings or the unpledged net revenues, if any, from all other dormitory property of the University of Nebraska situated in Lincoln, Nebraska, or of the state normal school, as the case may be, issuing said dormitory bonds, shall be hypothecated as additional collateral in addition to the net earnings or to the net revenues of the dormitory which is the security for said dormitory bonds, to assure their punctual payment; and provided further, that the Board of Educational Lands and Funds shall never have invested in dormitory bonds of the University of Nebraska of dormitories situated in Lincoln, Nebraska more than One Hundred Fifty Thousand Dollars ($150,000.00) at any one time, nor more than One Hundred Fifty Thousand Dollars ($150,000.00) in dormitory bonds of any one state normal school at any one time of principal of the funds derived from the sale of the school lands of this state."

LEGISLATIVE BILL NO. 59. Placed on Select File with amendments.
Enrollment and Review amendments to L. B. No. 59:

Section 1, Lines 26 and 27 of the original bill, Lines 24 and 25 of the printed bill, capitalize the words "Fifty Thousand Dollars" and after the word "Dollars" insert ($50,000.00).

Line 52 of the original bill, lines 47 and 48 of the printed bill, capitalize the words "Fifty Thousand Dollars" and after the word "Dollars" insert "($50,000.00).'

Section 2, line 2 of the original bill, line 2 of the printed bill, strike out the word "hereby" after the word "same" and substitute therefor the word "is".

Line 3 of the original bill, line 2 of the printed bill, strike out the word "is" and substitute therefor the word "hereby".

LEGISLATIVE BILL NO. 101. Placed on Select File with amendment.

Enrollment and Review amendment to L. B. No. 101:

Strike out the word "Senators" in the introducing clause.

LEGISLATIVE BILL NO. 122. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 122:

Strike out "Section 44-207, C. S. Supp. 1935" wherever it appears in the title or body of the original and printed bill and substitute therefor "Section 1, Chapter 103, Session Laws of Nebraska, 1935".

Strike out the word "Senators" in the introducing clause.

Section 1, Line 39 of the original bill, line 30 of the printed bill, strike out the word "it" and substitute therefor the word "he" and transpose the words "forthwith shall" to read "shall forthwith".

Section 3, Line 2 of the original bill, line 2 of the printed bill, insert a comma after the word "effect".

Capitalize the word "State" in the original and printed bill wherever used in apposition to Nebraska.

PRESENTED TO GOVERNOR

February 25, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 9:05 A. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 5.
LEGISLATIVE BILL NO. 6.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Government

LEGISLATIVE BILL NO 83. Placed on General File.
LEGISLATIVE BILL NO. 95. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 95:

1. Amend the printed bill, page 2, Section 2, line 5 by striking therefrom the word "Chapter" therein and by inserting in lieu thereof the word "Act".

2. Amend the printed bill, page 2, Section 2, line 25 by inserting after the word "regulations" and before the preposition "for" therein the following:

", consistent with the provisions of this Act,".

3. Amend the printed bill, page 2, Section 2, line 29 by inserting after the word "some" and before the word "newspaper" therein the word "legal"; and in said line 29 strike the conjunction "and" therein and insert in lieu thereof the words "in or".

4. Amend the printed bill, page 2, Section 2, line 31 by striking therefrom the first letters "ts" therein and by inserting in lieu thereof the word "Its" .

5. Amend the printed bill, page 3, Section 2, line 38 by striking therefrom the word "has" and by inserting in lieu thereof the words "shall have".

6. Amend the printed bill, pages 3, 4, 5, 6, 7 and 8, Section 3, by enclosing the figures 1 to 14 inclusive thereon designating the subsections of said Section 3 in parentheses; and engross said Section 3 so that the same when completed will constitute a solid paragraph.

7. Amend the printed bill, pages 3 and 4, Section 3 by striking that part of said section commencing with the conjunction "and" in line 29 on page 3 down to and including the word "board" in line 33 on page 4.

8. Amend the printed bill, page 4, Section 3, line 51 by striking therefrom the word "chapter" therein and by inserting in lieu thereof the word "Act".

9. Amend the printed bill, page 4, Section 3, line 59 by striking therefrom the punctuation and word "; provided" therein and by inserting in lieu thereof the following:

": Provided,"

10. Amend the printed bill, page 5, Section 3, lines 90 and 92 respectively by inserting the word "legal" before the word "newspaper" wherever the same appears in said lines.

11. Amend the printed bill, page 6, Section 3, line 111 by striking therefrom the word "endeaovr" therein and by inserting in lieu thereof the word "endeavor".

12. Amend the printed bill, page 7, Section 3, line 141 by striking therefrom the word "chapter" and by inserting in lieu

thereof the word "Act".

13. Amend the printed bill, page 7, Section 3, lines 154 and 156 by inserting the word "legal" before the word "newspaper" wherever the same appears in said lines.

14. Amend the printed bill, page 7, Section 3, lines 166 and 167 by striking therefrom the punctuation and word "; provided" therein and by inserting in lieu thereof the following:

": Provided".

15. Amend the printed bill, page 8, Section 3, line 189 by striking therefrom the conjunction and symbol "and/" wherever the same appears therein.

16. Amend the printed bill, page 9, Section 3, line 207 by striking therefrom the word "cause" therein and by inserting in lieu thereof the word "purpose".

17. Amend the printed bill, page 9 by inserting immediately after line 2, Section 5 thereon a new section to be numbered as follows:

"Sec. 6. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law.".

18. Amend the printed bill, page 1, title, line 9 by striking therefrom the word "herewith" and by inserting in lieu thereof the following:

"therewith; and to declare an emergency";
and in line 8 of said title strike the second conjunction "and" therein.

LEGISLATIVE BILL NO. 99. Indefinitely postponed.
LEGISLATIVE BILL NO. 100. Indefinitely postponed.
LEGISLATIVE BILL NO. 107. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 107:

1. Amend the printed bill, page 2, by inserting immediately after Section 2, line 2 thereon a new section numbered as follows:

"Sec. 3. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

2. Amend the printed bill, page 1, title, line 6 by striking therefrom the conjunction "and" therein and by inserting immediately after the word "section" in said line 6 the following:

"; and to declare an emergency".

LEGISLATIVE BILL NO. 108. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 108:

1. Amend the printed bill, page 1, Section 1, line 1 by striking therefrom the following: "C. S. Supp., 1935," and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 34, Session Laws of Nebraska, 1935,".

2. Amend the printed bill, page 3, Section 2, line 1 by striking therefrom the following: "C. S. Supp., 1935," and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 34, Session Laws of Nebraska, 1935,".

3. Amend the printed bill, page 3, by inserting a new section immediately after Section 2, line 2 thereon as follows:

"Sec. 3. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

4. Amend the printed bill, page 1, title, line 2 by striking therefrom the following: "C. S. Supp., 1935," and by inserting in lieu thereof the following: "Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 34, Session Laws of Nebraska, 1935,".

5. Amend the printed bill, page 1, title, line 6 by striking the conjunction "and" therein and by inserting immediately after the word "section" in said line 6 the following: ", as amended; and to declare an emergency".

(Signed) P. L. CADY, Chairman.

Judiciary

LEGISLATIVE BILL NO. 149. Indefinitely postponed.
LEGISLATIVE BILL NO. 156. Indefinitely postponed.
LEGISLATIVE BILL NO. 210. Placed on General File.

(Signed) CHARLES A. DAFOE, Chairman.

MOTION—To Reconsider L. B. No. 88

Mr. President: I move that we reconsider our action on L. B. No. 88.

(Signed) CARPENTER.

The motion was lost with 20 ayes, 8 nays, 5 not voting.

RESOLUTION

Respecting the Memory of Lewis G. Yochum.

"To live in the hearts we leave behind
Is not to die."

This Legislature has heard with profound sorrow of the sudden death at Ashland, Nebraska, on February 23, 1937 of Lewis G. Yochum who was a member of the House of Representatives, representing the Thirteenth District during the Forty-second Session of the Nebraska State Legislature.

Lewis G. Yochum was born at Buford, Ohio, February 13, 1864. His ancestry was German-French. He was educated in the country schools of Ohio from 1872 to 1883 and came to Nebraska in 1886. He was married to Nettie Kraft February 21, 1889 and was the father of three children. While he served in the 1923 Legislature, one of his sons, Charles L. Yochum, represented the Fifth District and served in the House at the same time as his father.

WHEREAS, Lewis G. Yochum as a member of the House of Representatives of the state of Nebraska, contributed materially to constructive legislation approved at the 1923 session of the Legislature in such a way that his influence for the public good will never be effaced from the legislative records of our state, and

WHEREAS, Lewis G. Yochum deserves recognition for his services as a citizen, master farmer and civic leader,

NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That this Legislature, in Fifty-second regular session assembled pause for a moment in its deliberations to pay homage and respect to Lewis G. Yochum, Ashland, Nebraska, to whom Nebraskans may always point as an ideal citizen and civic leader, who brought credit and honor to his state and community during a long

and well spent life; and that this Legislature hereby extends its heartfelt sympathy to the widow and to the members of the bereaved family of Lewis G. Yochum.

2. That the Chief Clerk of the Legislature be directed forthwith to send to the widow and to the family of the deceased, a copy of this resolution, properly authenticated and suitably engrossed, after the same shall have been spread at large upon the journal of this Legislature, as an expression of our profound reverence to Lewis G. Yochum's memory.

(Signed) JOHN B. PETERSON
FRANK S. WELLS
C. J. WARNER
R. C. REGAN

By unanimous consent, Rule XV was suspended and the resolution adopted.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 57.

A Bill for an Act to amend Section 2, of Chapter 73, of the Session Laws of Nebraska for 1935 and to include within its provisions absentees who were non-residents of Nebraska leaving property in Nebraska, and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Comstock
Dafoe
Diers
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Not voting, 6:

Armstrong
Carpenter
Carsten
Dunn
Regan
Thomas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 39.

A Bill for an Act to amend Section 38, Chapter 116 of the Session Laws of the State of Nebraska for the year 1935, relating to liquors; to prohibit the sale thereof to Indians, including mixed bloods, wards or under guardianship of the United States of America; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Not voting, 3:

Dunn
Nuernberger
Regan

A constitutional majority having voted in the affirmative the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 84. (With emergency clause)

A Bill for an Act to amend Section 89-168, Compiled Statutes of Nebraska, 1929, relating to weights and measures; to prescribe regulations governing the weighing of grain sold on or consigned for sale to markets in the State of Nebraska having inspectors licensed by the United States Department of Agriculture under the provisions of the Grain Standard Act; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Not voting, 3:

Ashmore
Comstock
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 81.

A Bill for an Act to amend Section 2-101, Compiled Statutes of Nebraska, 1929, relating to agriculture; to provide that the annual meeting of the State Board of Agriculture shall be held on the fourth Tuesday in January of each year; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams, E. A.
Adams, J., Jr.
Armstrong
Dafoe
Diers
Dunn
Knickrehm
McMahon
Miller
Reynolds
Schultz
Slepicka

Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Carlson
Carsten
Comstock
Frost
Gantz
Hall
Howard
Haycock
Johnson, R. W.
Johnson, W. R.
Murphy
Neubauer
Norton
Nuernberger
Peterson, J. B.
Peterson, C. H.
Pizer
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Not voting, 1:

Regan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

COMMITTEE OF THE WHOLE

At 10:10 A. M. Mr. Diers moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Brodecky in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 48.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 175.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 176.	Report progress.
LEGISLATIVE BILL NO. 65.	Referred to Committee on Enrollment and Review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-third Day. These amendments were adopted in Committee of the Whole).

Committee of the Whole amendments to L. B. No. 65:

1. Amend title by including as introducer "John Knickrehm of Hall."

2. Sec. 1, line 39, after word "positions" insert "of county sheriff, county treasurer, county clerk, county surveyor, register of deeds, county attorney, clerk of the district court, county commissioners, county supervisors and county assessor."

Line 41, after word "reside" insert the following: "all persons who are candidates for the position of town clerk, town treasurer, town justice of the peace, road overseer, district supervisor, precinct assessor and precinct justice of the peace shall also file with said affidavit a receipt for the sum of one dollar signed by the county treasurer of the county in which said person resides."

3. Amend Section 4, line 27 and line 29 by striking out the words "of the same party".

LEGISLATIVE BILL NO. 71.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 111.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 115.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 146.	Referred to Committee on Enrollment and Review for review, with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-third Day. These amendments were adopted in Committee of the Whole).

LEGISLATIVE BILL NO. 152.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 152:

In line 20 of section 1, strike the third word "a" and substitute therefor the word "the".

In line 25, strike the first word "the", same being the third full word in said line.

Strike the word "or", being the first word in line 43.

Amend section 1 and title accordingly.

Amend section 1 by inserting after the figures "1929" in line 57, and before the word "provided", the following:

"That all judgments and decrees against the corporation so served shall be conclusive not only as to it but as to the trustees of said corporation:" and by striking the colon after figures and inserting a period therefor.

Amend section 1 and title accordingly.

(Signed) EMIL E. BRODECKY, Chairman.

The report was adopted.

STANDING COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL NO. 158. Under the Suspension of Rules, as found on page 523 of the Thirty-seventh Day, the following amendments were offered:

Section 2, line 1, strike "Compiled Statutes of Nebraska, Supplement," and insert in lieu thereof the following "C. S. Supp.,".

Section 2, line 3, strike out the punctuation "(" before "Extraordinary" and after the word "Session" and insert a comma following "Session".

Section 2, line 4, strike out the word "to" after the figures "1935".

Sec. 2, strike out all of lines 5, 6, and 7.

Section 2, Line 18 of the engrossed bill, strike the comma after the word "amend" and substitute therefor a colon ":", and after the colon, insert the word "Provided,".

Section 4, line 7 of the engrossed bill, strike the words "the balance remaining in"; line 10, strike the words "said balance remaining in"; line 11, strike the words "before the deduction of the above eight per cent".

Line 17 of the engrossed bill, insert the word "various" after the word "the" before the word "county".

Line 18 of the engrossed bill, add the letter "s" to the word "treasurer".

Line 21, strike "1930" and substitute therefor the word "last".

Line 23, strike the word "or" and substitute therefor "and".

Line 24, strike out the word "such" and substitute the word "each", and strike the word "cities" and substitute the word "city".

Line 25, strike the letter "s" from the word "villages".

Line 78, strike the words "of the balance".

Lines 78, 79, 80 and 81, after the word "fund" in line 78, strike the words in lines 79, 80, and 81 to the word "shall" in line 81.

Line 69, place a comma after the word "discretion".

Section 5, line 1 of the engrossed bill, add the letter "s" to the word "Section".

Section 7, line 2, place a comma after the word "effect".

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Adjourn

Mr. President: I move we adjourn. Miller.

The motion was lost.

MOTION—To Adopt Report of Committee on Enrollment and Review

Mr. President: I move the report of the Committee on Enrollment and Review on L. B. No. 158 be adopted.

NORTON.

The motion prevailed.

STANDING COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL NO. 158. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Adjourn

At 12:00 M. on motion of Mr. Dunn the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

THIRTY-NINTH DAY

Legislative Chamber,

Lincoln, Nebraska, February 26, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Regan, who was excused.

The Journal for the Thirty-eighth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents as follows:

Mr. Frost, Mr. Howard, Mr. Hall, Mr. Carpenter, Mr. Nuernberger, opposing L. B. No. 50; Mr. Brandt, Mr. Howard favoring L. B. No. 97; Mr. Carsten asking that the Louisville bridge be made toll-free; Mr. Pizer, favoring legislation to secure efficient and creditable management of all public trust funds; Mr. Jurgensen, favoring the Child Labor amendment and L. B. No. 138.

COMMUNICATIONS

A letter was read from Mr. G. A. Weinrich.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. No. 340, Tuesday, March 9, 1937, 2:00 P. M.
L. B. No. 312, Tuesday, March 9, 1937, 3:00 P. M.

Commerce and Communications

L. B. No. 51, Thursday, March 4, 1937, 2:00 P. M.
L. B. No. 178, Thursday, March 4, 1937, 2:00 P. M.
L. B. No. 199, Tuesday, March 9, 1937, 2:00 P. M.
L. B. No. 533, Tuesday, March 9, 1937, 2:00 P. M.
L. B. No. 315, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 534, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 372, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 180, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 177, Thursday, March 18, 1937, 2:00 P. M.

Drainage, Irrigation and Water Power

L. B. No. 404, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 497, Wednesday, March 3, 1937, 2:00 P. M.
L. B. No. 528, Wednesday, March 3, 1937, 2:00 P. M.

Public Highways and Bridges

L. B. No. 228, Tuseday, March 9, 1937, 2:30 P. M.
L. B. No. 411, Tuesday, March 9, 1937, 2:30 P. M.
L. B. No. 504, Tuesday, March 9, 1937, 2:30 P. M.
L. B. No. 511, Tuesday, March 9, 1937, 2:30 P. M.

Public Health and Miscellaneous Subjects

L. B. No. 300, Thursday, March 4, 1937, 2:00 P. M.
L. B. No. 301, Thursday, March 4, 1937, 2:00 P. M.
L. B. No. 469, Thursday, March 4, 1937, 2:00 P. M.
L. B. No. 537, Thursday, March 4, 1937, 2:00 P. M.
L. B. No. 345, Tuesday, March 9, 1937, 2:00 P. M.

Revenue

L. B. No. 222, Tuesday, March 9, 1937, 2:00 P. M.
L. B. No. 387, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 423, Thursday, March 18, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Commerce and Communications

LEGISLATIVE BILL NO. 113. Indefinitely postponed.
LEGISLATIVE BILL NO. 513. Indefinitely postponed.
LEGISLATIVE BILL NO. 544. Indefinitely postponed.

(Signed) WALTER R. JOHNSON, Chairman.

Judiciary

LEGISLATIVE BILL NO. 157. Placed on General File with amendments:

Standing Committee Amendments to L. B. No. 157.

Amend the original and printed bill as follows:

Section 1, line 7 of printed bill, line 8 of original bill, strike **"and"** and insert "or" in lieu thereof. Insert **"or both"** after **"administration"**. Line 15 of printed bill, line 15 of original bill, strike **"and the"** and insert "or" in lieu thereof. Insert **"or both"** after **"administration"**.

Section 2, line 1 of printed and original bill, abbreviate the word "Section".

Section 3, line 1 of printed and original bill, abbreviate the word "Section". Line 2 of printed and original bill, insert comma in lieu of "for".

Amend the title to the original and printed bill as follows:

Line 3, printed bill, line 4, original bill, insert "expenses of administration" after "debts".

LEGISLATIVE BILL NO. 190. Placed on General File with amendments:

Standing Committee Amendments to L. B. No. 190.

Amend the printed bill as follows:

Section 1, line 4, strike the stricken matter and insert "by law or". Lines 7 and 8, strike the stricken matter and insert ", subject to an order of approval by the county judge". Page 2, line 27, strike **"or the state of Iowa"**. Line 29, insert period after "made" and strike all thereafter to end of sentence. Line 38, strike **"the authorized percentage"** and insert "fifty per cent" in lieu thereof. Line 41, insert **"fifty"** after "than" and strike **"the authorized percentage"**. Line 42, strike all in italics to the word "or" in line 56. Line 71, strike all after "organization." to end of Section 1, line 102, page 4.

LEGISLATIVE BILL NO. 206. Placed on General File.

(Signed) CHARLES A. DAFOE, Chairman.

Public Highways and Bridges

LEGISLATIVE BILL NO. 98. Indefinitely postponed.
LEGISLATIVE BILL NO. 226. Indefinitely postponed.
(Signed) FRANK S. WELLS, Chairman.

APPROVED BY GOVERNOR

February 25th, 1937.

To the Honorable Walter H. Jurgensen

the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill number 5

Legislative Bill number 6

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 14. Placed on General File with amendments:

Standing Committee amendments to L. B. No. 14:

1. Amend the printed bill, page 1, title, line 2 by striking therefrom the words "Engineers and Architects" after the first preposition "to" therein and by inserting in lieu thereof the following:

"public convenience and welfare".

2. Amend the printed bill, page 2, Section 2, line 8 by striking therefrom the words "or operation" therein.

3. Amend the printed bill, page 2, Section 2, line 21 by inserting after the word and punctuation "Architecture." and before the word "Any" therein the following:

"The terms professional engineer or architect shall not include superintendents, foremen, inspectors or building trades craftsmen, when performing their customary duties."

4. Amend the printed bill, page 4, Section 7, line 7, by inserting after the word "and" therein the following:

", when reappropriated for the succeeding biennium,".

5. Amend the printed bill, page 4, Section 7, line 12 by striking the words "auditor of the State" therein and by inserting in lieu thereof the following:

"Auditor of Public Accounts";

and in line 16 of said Section 7 on page 4 strike the last word "act" and insert in lieu thereof the following:

"Act, and to the credit of said fund".

6. Amend the printed bill, page 5, Section 10, line 16 by striking the word "pratice" and inserting in lieu thereof the word "practice".

7. Amend the printed bill, page 7, Section 11, line 13 by striking the word "legally" therein and by inserting after the word "served" and before the preposition "on" therein the following:

"personally or by registered mail, return card requested,".

8. Amend the printed bill, page 8, Section 12, line 3 by inserting after the second conjunction "and" the following:

"that the recipient thereof".

9. Amend the printed bill, page 9, Section 14, line 34 by inserting after the punctuation ";" therein and before the conjunction "or" therein the following:

"nor shall this Act be construed as in any way affecting superintendents, inspectors, foremen or building trades craftsmen while performing their customary duties;"

10. Amend the printed bill, page 9, Section 14 by striking all of said section commencing with the conjunction "nor" in line 40 down to and including the word and punctuation "people." in line 43 and by inserting in lieu thereof the following:

"nor shall said Act apply to the constructing, remodeling or repairing of any privately owned residential or one-story commercial or industrial building or structure inside or outside of the corporate limits of any city or village unless such building or structure, or the remodeling or repairing thereof provides for the employment, housing or assembly of twenty or more persons or covers over five thousand square feet of ground."

11. Amend the printed bill, page 10 by adding a new section at the conclusion thereof as follows:

"Sec. 18. The Legislature hereby declares that this Act is necessary for the public convenience and welfare, is remedial in nature and shall be construed liberally."

Sec. 14.

Paragraph (g) Nothing contained in this act shall apply to Rural Public Power District, Public Power and Irrigation Districts, Irrigation Districts, organized Mutual Canal and Irrigating Companies, Combined Private Power and Irrigating Corporations or private irrigation canals.

Sec. 16. Line 2, after comma after the word "subdivisions", insert "except as provided in Section 14 of this act."

Sec. 17—strike.

LEGISLATIVE BILL NO. 67. Placed on General File.

LEGISLATIVE BILL NO. 133. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 133:

1. Amend the printed bill, page 1, Section 1, line 3 by inserting after the word "shall" therein the following:

"wilfully and maliciously poison any legal dog or whoever shall"; and in line 4 of said Section 1 strike the word and punctuation **"dog,"**.

2. Amend the printed bill, page 2, Section 2, line 3 by inserting after the word "shall" therein the following:

"wilfully and maliciously poison any legal dog or whoever shall"; and in line 4 of said Section 2 strike the word and punctuation **"dog,"**

3. Amend the printed bill, page 2, Section 3, line 3 by inserting after the word "shall" therein the following:

"wilfully and maliciously poison any legal dog or whoever shall"; and in line 4 of said Section 3, strike the word and punctuation **"dog,"**.

4. Amend the printed bill, page 1, title, line 4 by striking therefrom the words "to maliciously kill or destroy legal dogs" and by inserting in lieu thereof the following:

"wilfully or maliciously to poison legal dogs".

LEGISLATIVE BILL NO. 167. Placed on General File.

(Signed) W. E. WORTHING, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 57. Correctly enrolled.

LEGISLATIVE BILL NO. 39. **Correctly enrolled.**

LEGISLATIVE BILL NO. 84. Correctly enrolled.

LEGISLATIVE BILL NO. 81. Correctly enrolled.

LEGISLATIVE BILL NO. 15. Rereferred to General File for suitable clarifying amendments.

LEGISLATIVE BILL NO. 126. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 126:

Amend the original and printed bill as follows:

Strike the comma before "Nebraska" and insert the word "of" wherever the latter appears in the bill.

Section 1, line 2 of the original bill, line 1 of the printed bill, insert a comma after "1929".

Section 2, line 2 of the original bill, line 2 of the printed bill, insert the word "hereby" before the word "amended".

Strike the word "Senator" in the introducing clause.

Capitalize the word "Act" whenever it refers to the bill.

LEGISLATIVE BILL NO. 1. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 1:

Amend the Standing Committee Amendments as follows:

Section 1, line 21, strike the words "made or transferred to purchasers other than political or governmental subdivisions of this state".

Sec. 27, Line 28, page 2, strike the words "made or transferred to purchasers other than political or governmental subdivisions of this state".

Sec. 28. Line 13, strike "nine" and insert "seven" in lieu thereof, Line 18, strike the word "or" and insert the word "of" in lieu thereof. Insert the words "such treasurer shall" after the word "and".

Capitalize the word "Act" when it refers to the bill.

The first two amendments are recommended in conformity with the opinion of the Legislative Counsel, Messrs. TePoel, Van Pelt, and Murphy.

LEGISLATIVE BILL NO. 78. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 78:

Strike the Standing Committee amendments.

Amend the printed and original bill by striking "Section 8-142, C. S. Supp." and inserting "Section 1, Chapter 10, Session Laws of Nebraska" wherever the same appears.

Section 1, Line 9 of the printed bill, Line 11 of the original bill, strike the words "Superintendent of Banks" and insert in lieu thereof the words "Department of Banking".

Line 17 of the printed bill, Line 22 of the original bill, substitute the case letter for capital letter "D" in the word "Directors".

Strike the word "Senator" in the introducing clause.

LEGISLATIVE BILL NO. 79. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 79:

Strike the Standing Committee amendments to printed bill.

Amend the original and printed bill by inserting "1933" wherever "1935" appears.

Strike "C. S. Supp.," wherever it appears in the original and printed bill and substitute therefor "Compiled Statutes of Nebraska,".

Section 1, Line 1, strike ", relating to the management of the surplus account of banks".

Strike the word "Senator" in the introducing clause.

LEGISLATIVE BILL NO. 80. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 80:

Strike the Committee amendments to the printed bill.

Amend the printed and original bill as follows:

Section 1, line 1 of the printed bill and line 1 of the original bill, strike "77-2601, C. S. Supp.," and insert in lieu thereof "1, Chapter 4, Session Laws of Nebraska,".

Line 5 of the printed and the original bill, strike the case letter "s" in the word "state" and substitute therefor the capital letter "S".

Section 2, line 1, strike "Section 77-2601, C. S. Supp." and insert in lieu thereof "Section 1, Chapter 4, Session Laws of Nebraska".

Title. Line 1, strike "Section 77-2601, C. S. Supp." and insert in lieu thereof "Section 1, Chapter 4, Session Laws of Nebraska".

Strike the word "Senator" in the introducing clause.

LEGISLATIVE BILL NO. 125. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 125:

Section 2, line 1, of the original bill abbreviate the word "Section".

Section 3, line 1 of the original bill, line 1 of the printed bill, abbreviate the word "Section".

(Signed) ROBT. M. ARMSTRONG, Chairman.

SELECT FILE

LEGISLATIVE BILL NO. 72.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-eighth Day)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 20.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-eighth Day)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 75.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-eighth Day)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 37.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-eighth Day)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 59.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-eighth Day)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 101.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-eighth Day)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 122.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-eighth Day)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

REFERRED FOR ENGROSSMENT

LEGISLATIVE BILL NO. 72. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 20. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 75. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 37. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 59. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 101. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 122. Referred to Committee on Enrollment and Review for engrossment.

PRESIDENT SIGNS

While the Legislature was in session and capable of doing business, the President signed

LEGISLATIVE BILL NO. 57
LEGISLATIVE BILL NO. 39
LEGISLATIVE BILL NO. 84
LEGISLATIVE BILL NO. 81

MOTION—To Reconsider Adjournment

Mr. President: I move to suspend Section 1 of Rule XVIII, and to reconsider our action of February 18, whereby we agreed to adjourn today until March 3, at 10:00 A. M.

CHARLES A. DAFOE.

The Chair declared the Legislature at ease for fifteen minutes.

At 10:10 A. M. the Legislature reconvened.

Mr. John T. Flynn of New York addressed the Legislature briefly.

COMMITTEE OF THE WHOLE

At 10:30 A. M. Mr. Schultz moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Thomas in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 48. Referred to Committee on Enrollment and Review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Twenty-eighth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 48:

1. Amend the printed bill, page 1, Section 1, line 1 by striking therefrom the figures "1935" therein and by inserting in lieu thereof the figures "1933".

2. Amend the printed bill, page 1, Section 1, line 6 by striking therefrom the words "fifteen hundred" and by inserting in lieu thereof the following: **"two thousand".**

4. Amend the printed bill, page 2, Section 2, line 1 by striking the figures "1935" therein and by inserting in lieu thereof the figures "1933".

5. Amend the printed bill, page 1, title, line 2 by striking the figures "1935" therein and by inserting in lieu thereof the following: "1933".

6. Amend the printed bill, page 1, title, line 6 by inserting after the word and punctuation "inhabitants;" and before the preposition "to" therein the following:

"to prescribe the annual salary of Register of Deeds in counties having a population of more than sixteen thousand and not exceeding twenty-five thousand inhabitants and in counties having a population of more than twenty-five thousand and not exceeding sixty thousand inhabitants;".

7. Amend the printed bill, page 1, caption "Introduced by" by striking the word "Senators" therefrom and by inserting after the word "Lancaster" therein the following:

", Alois Slepicka of Saline, John Knickrehm of Hall, H. F. Brandt of Gage, Robert M. Armstrong of Nemaha and W. H. Diers of York".

LEGISLATIVE BILL NO. 175. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 176. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 176:

1. Amend by striking all new matter in Section 4 and reinserting all stricken words.

2. Amend Section 1 by reinserting all stricken matter.

LEGISLATIVE BILL NO. 71. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-third Day. These amendments were adopted in the Committee of the Whole).

(Signed) AMOS THOMAS, Chairman.

The report was adopted.

Mr. Dafoe renewed the motion to reconsider action concerning adjournment.

After some debate Mr. Schultz moved the previous question.

Vote was taken on reconsideration of adjournment.

The motion prevailed with 33 ayes, 6 nays, 4 not voting.

ADJOURNMENT CONSIDERED

Mr. Miller's motion, as amended, on page 496 of the Journal, regarding date for spring vacation was considered.

Vote was taken thereon.

The motion was lost with 1 aye, 34 nays, 8 not voting.

MOTION—To Place L. B. 143 at Head of General File

Mr. President: I move that L. B. No. 143 be placed at the head of General File.

(Signed) JOHN ADAMS, Jr.

The motion prevailed.

MOTION—To Adjourn

At 12:25 P. M. on motion of Mr. Norton, the Legislature adjourned until 9:00 A. M. Saturday.

HUGO F. SRB,
Clerk of the Legislature.

FORTIETH DAY

Legislative Chamber,

Lincoln, Nebraska, February 27, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

Reverend L. M. Blough led the Legislature in prayer.

The roll was called and all members were present except McMahon, and except Carsten and Regan who were excused.

The Journal for the Thirty-ninth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents as follows:

Mr. Carlson, Mr. Frost, Mr. Haycock, Mr. Strong, Mr. Reynolds, Mr. Knickrehm, opposing L. B. No. 50; Carl H. Peterson, favoring L. B. No. 127; Mr. Tvrdik, two opposing and one favoring the Child Labor Amendment; Mr. Carlson, opposing L. B. 147; Dunn, favoring L. B. 174; Ernest A. Adams, favoring 50, 51, 131, 137, 449, 195 and 174; Mr. Tvrdik, opposing Child Labor Amendment, Supreme Court changes, and a Tax Commission; Mr. Cady, favoring L. B. 314, and opposing L. B. 250.

COMMUNICATIONS

A letter was read from M. H. McIntyre, Assistant Secretary to the President and from Francis B. Sayre, Assistant Secretary of State.

MOTION—To Send Flowers to Mr. Regan

Mr. President: I move that the Clerk be instructed to send flowers to Mr. Regan at the hospital.

(Signed) SCHULTZ.

The motion prevailed unanimously.

REQUEST—To be excused

Mr. R. W. Johnson was excused for Monday and Tuesday.

REQUEST—To Withdraw L. B. 285

Mr. President: We ask leave to withdraw L. B. No. 285.

(Signed) FRANK S. WELLS
EARL W. CARPENTER

Unanimous consent granted.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

L. B. No. 495, Friday, March 5, 1937, 2:00 P. M.

Public Highways and Bridges

L. B. No. 147, Tuesday, March 9, 1937, 3:30 P. M.

Appropriations

L. R. No. 5, Friday, March 5, 1937, 2:00 P. M.

MOTION—To Suspend Rule for Public Hearing

Mr. President: I move to suspend Section 4 of Rule VII relative to five days notice for public hearing on L. B. No. 552.

(Signed) FRANK J. BRADY.

The motion prevailed unanimously.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 552. Placed on General File.

(Signed) FRANK J. BRADY, Chairman.

Drainage, Irrigation and Water Power

LEGISLATIVE BILL NO. 198. Placed on General File.

LEGISLATIVE BILL NO. 211. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 211:

1. Amend the printed bill page 1, by striking all of said printed bill after the enacting clause and by inserting in lieu thereof the following:

"Section 1. In all cases in which the county board of any county have purported to establish an irrigation district situated in whole or in part within such county, and such district has acted as an irrigation district for the period of at least one year prior to the taking effect of this Act, all Acts and proceedings taken for the purpose of creating such district are hereby legalized, validated and declared to be sufficient, and such irrigation district is hereby declared to be duly incorporated, and as such said irrigation district under its corporate name shall have all the rights and privileges and be subject to all of the duties and obligations of a duly incorporated irrigation district.

Section 2. That Section 46-115, Compiled Statutes of Nebraska, 1929, is hereby repealed.

Section 3. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

2. Amend the printed bill, page 1, title, by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

"relating to irrigation; to confirm and validate the organization of irrigation districts; and to repeal Section 46-115, Compiled Statutes of Nebraska, 1929; and to declare an emergency."

LEGISLATIVE BILL NO. 273. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 273:

1. Amend the printed bill, page 1, section 2, by striking that part of said section commencing with the word "That" in line one therein down to and including the word "that" in line three of said section and by inserting in lieu thereof the word "That".

(Signed) HARRY L. PIZER, Chairman.

Commerce and Communications

LEGISLATIVE BILL NO. 97. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 97:

(Note: Capital letters indicate stricken matter, blackface type indicates new matter)

Amend the printed bill by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. That Section 1 of Chapter 130, Session Laws of Nebraska for 1935 (Section 66-801, Compiled Statutes of Nebraska, 1935 Supplement) be amended to read as follows:

Section 1. This Act is for the purpose of **regulating and controlling, for the protection and safety of the public, the transportation of motor vehicle fuels, as defined by the laws of this State, kerosene, distillate and other petroleum products of a highly inflammable character by motor vehicle or other vehicles upon the public highways of this State, and for the further purpose of** aiding in the administration and enforcement of the motor vehicle fuel laws of this State, and shall be deemed to be supplemental to and part of such laws.

Sec. 2. The local transportation and delivery by vehicles upon the public highways of this State of motor vehicle fuel, kerosene, distillate or other petroleum products of a highly inflammable character between storage or distributing points and the territory within 75 miles thereof in quantities of not more than 1,500 gallons on any one vehicle is hereby declared to be exempt from the provisions of this Act. Provided, however, the driver of every vehicle carrying products so exempted shall carry with him at all times on the vehicle a certificate, signed by the person in charge of the storage or distributing plant at which the vehicle was loaded, showing the quantity and the date and time the products on said vehicle were loaded, and the post office address and location as to town or city at or near which the storage or distributing plant, at which it was loaded, is located, and the name of the owner and operator thereof, and a copy of such certificate shall be kept on file and open to inspection at the storage or distributing plant at which it was issued. The transportation of such commodities so exempted is incidental to the necessary distribution for sale and use thereof and in the normal use of the highways of this State creates no extraordinary hazard to public safety. No such motor vehicle fuel, kerosene, distillate or other petroleum products of a highly inflammable character transported under the above exemption shall be exempt from the provisions of the tax or inspection laws of this State. All other transportation of motor vehicle fuels, kerosene, distillate or other petroleum products of a highly inflammable character on any highway, road or street in this State, except in drums or similar containers of not more than 110 gallons each and which are not part of the vehicle transporting the same is hereby prohibited except as hereinafter provided.

Sec. 3. The term "Department", when used in this Act, means the Department of Agriculture and Inspection of the State of Nebraska. A combination of a truck and one or more trailers or a tractor and one or more trailers or semi-tailers shall constitute one vehicle under the provisions of this Act.

Sec. 4. Every person, partnership, firm or corporation desiring to engage in the transportation of motor vehicle fuels, as defined by the laws of this State, kerosene, distillate or other petroleum products of a highly inflammable character over the highways of this State, the transportation of which is not exempt under Section 2 of this Act shall make application to the Department for a permit. A permit shall be applied for for each vehicle the applicant desires to operate in such transportation. Such application shall be on a form prescribed by the Department. In addition to such other information as the Department may require, the applicant shall, in such application, set forth his name and business address; his post office and residence address, and a detailed description of the vehicle to be used in such transportation. If the applicant be a non-resident of the State of Nebraska or a foreign corporation the applicant shall designate and appoint the Department as the agent of the applicant for the service of process in this State on the applicant in any action instituted in any court of this State in any county in which the cause of action or some part thereof arose to enforce the liability hereinafter provided.

Sec. 5. With each application for a permit the applicant shall pay to the Department the sum of ten dollars ($10.00) and all amounts so received by the Department shall be turned over to the State Treasurer and credited to a fund for the purpose of the administration of this Act, and all such moneys are hereby appropriated for and are hereby made available to the Department for the purpose of paying the cost and expense of the administration of this Act.

Sec. 6. No permit shall be issued by the Department until the applicant shall have filed with and the Department shall have approved a bond or policy of insurance guaranteeing the payment up to the sum of $50,000 for any one casualty of any damages due to or recoverable by any person under the laws of this State. The surety on said bond or insurer under such policy shall be a surety company or insurance company authorized and qualified to engage in business in this State.

Sec. 7. Suit on any cause of action against an applicant for or holder of a permit, arising under the laws of this State, may be instituted in the courts of this State in any county in which the cause of action or some part thereof arose, or in which the applicant for or holder of such permit resides, and, if the applicant be a non-resident of this State or a foreign corporation, service of summons or other legal process in such suit upon the Department shall be and constitute valid legal service thereof. The Department shall keep a record of all processes served upon it as such agent, identifying in such record each process so served with the name of the court from which it was issued, the title and nature of the action, the names of the parties and the time and date of service, and shall forward by United States mail the process so served to the party against which such process is directed, addressed to the post office designated by such party.

Sec. 8. That Section 2 of Chapter 130, Session Laws of Nebraska for 1935 (Section 66-802, Compiled Statutes of Nebraska, 1935 Supplement) be amended to read as follows:

Sec. 2. The Department of Agriculture and Inspection shall issue a LIQUID FUEL CARRIERS Permit to the owner of every car, automobile, truck, trailer, vehicle or other means of transportation using the public highways, **who applies and qualifies therefor under the provisions of this act,** for the transportation of motor vehicle fuels and such petroleum products as are subject to the state inspection fees according to the laws of this State,**kerosene, distillate or other petroleum products of a highly inflammable character** into or out of the State of Nebraska. **Such permit shall be in certificate form, and bear the signature of the Department. Each permit shall bear a distinctive number, shall set forth a description of and identify the vehicle for**

which issued, shall bear the signature of the party to which it is issued and shall be carried at all time in the cab or driver's compartment of the vehicle described in the permit. The number of said permit, together with the words "Nebraska Permit No. ...." shall be shown in letters not less than four inches high on each side of said vehicle. Permits shall expire with the calendar year in which issued. Permits shall not be transferrable either as to persons or vehicles. Each permit so issued shall be on the further express condition SUCH PERMITS WILL BE ISSUED BY THE DIRECTOR OF THE DEPARTMENT OF AGRICULTURE AND INSPECTION ON RECEIPT OF APPLICATIONS FROM OWNERS OF SUCH VEHICLES ON FORMS PROVIDED BY THE DEPARTMENT OF AGRICULTURE AND INSPECTION, CONDITIONED that such applicant will comply with all of the provisions of this Act and will not deliver any motor vehicle fuels or petroleum products to any other person or place, than those designated in the bill of sale or bill of lading carried or used by him, and that no seal or seals placed on any vehicle or container used by him in such transportation business shall be broken or tampered with until the motor vehicle fuels or petroleum products contained in such vehicle or container reach the designated point of destination, or leaves this State at the designated point, and further conditioned that such applicant will not aid, assist or abet any person in unlawfully evading any Nebraska motor vehicle fuel taxes, or unlawfully evading any Nebraska inspection fees on petroleum products.

Sec. 9. That Section 3 of Chapter 130, Session Laws of Nebraska for 1935 (Section 66-803, Compiled Statutes of Nebraska, 1935 Supplement) be amended to read as follows:

Sec. 3. The Director of the Department of Agriculture and Inspection may revoke such LIQUID FUEL CARRIERS Permit at any time upon conviction of any permit holder of violation of any provision of this Act or violations of any other laws pertaining to the Nebraska Motor Vehicle Fuel Tax, or any law pertaining to Nebraska oil inspection. Operation of any motor vehicle carrying motor vehicle fuels or petroleum products subject to inspection fees into or out of the State of Nebraska without first having procured such a LIQUID FUEL CARRIERS Permit will be deemed a violation of this Act. Every person in charge of any motor vehicle in which motor vehicle fuels or such petroleum products are carried into or out of the State of Nebraska shall have and keep with him during the entire transportation of said LIQUID FUEL CARRIERS Permit and a copy of the bill of sale or bill of lading or purchase order covering all such motor vehicle fuels and petroleum products, which shall truly show the kind and amount of said motor vehicle fuels and petroleum products, where obtained and of whom, and the name and address of the owner and of the consignee, and such person shall exhibit every such papers or document immediately upon demand, to the Director of the Department of Agriculture and Inspection, his deputy, agent or employee, or any peace officer of this State. Provided, however, that this Act shall not be construed to include the carrying of motor vehicle fuels in the supply tank of said vehicles which is regularly connected with the carburetor of the engine of vehicle, except when said fuel supply tank shall have a capacity of more than twenty gallons, in which case the amount of fuel in said tank in excess of twenty gallons shall be taxed. Use of fuel supply tanks on any vehicle with a capacity of more than twenty gallons entering or leaving the State of Nebraska will be deemed prima facie evidence of a violation of this Act; provided, however, that this shall be deemed to include only such vehicles as use public highways of this State other than motor trucks regularly equipped for the transport of motor vehicle fuel. The Legislature hereby declares that it does not intend to place any burden upon the transportation of motor vehicle fuels in interstate commerce under such circumstances as the Constitution and Statutes of the United States of America precludes.

Sec. 10. That Section 6 of Chapter 130, Session Laws of Nebraska for 1935 (Section 66-806, Compiled Statutes of Nebraska, 1935 Supplement) be amended to read as follows:

Sec. 6. Every person who shall transport any motor vehicle fuels, **kerosene, distillate or other petroleum products of a highly inflammable character** into this State by means of the public highways of this State must enter the State on a highway designated as hereinbefore provided, and shall without delay stop at the registration office established on such highway and there submit the MOTOR VEHICLE FUELS **cargo** transported by him to inspection and sealing, and shall leave with the officer or agent in charge of such registration office a report, on a form to be prepared and furnished by the Department of Agriculture and Inspection, showing the name and address of the owner, and full description of the vehicle, license number, and the kind and number of gallons of motor vehicle fuels being transported by him, and the name and address of the driver, consignor and consignee thereof. The person in charge of such vehicle shall personally sign such report and shall pay an inspection fee of FIFTY CENTS **one dollar ($1.00)** on each lot or load of motor vehicle fuels, **kerosene, distillate or other petroleum products of a highly inflammable character.** The person in charge of such inspection station shall seal all openings in the tank or other containers in which such motor vehicle fuels are transported with seals to be provided by the Department of Agriculture and Inspection, **and shall give such per-**

son a clearance certificate, which shall show the date and place of entry, the name and engine and license number of the vehicle, the name and address of the owner and the driver thereof, and of the consignee of such motor vehicle fuels. If such motor vehicle fuels are to be transported across this State the person in charge thereof shall also show in such report the name and number of the highway or highways that he intends to use and the place where he intends to leave this state. The FIFTY CENT inspection fee shall be collected by such officer and shall be by him paid over to the Director of the Department of Agriculture and Inspection and by him to the State Treasurer, and shall be placed in fund known and designated as the "Pure Food and Drug Fund". The Auditor of Public Accounts shall issue his warrant for any such expense upon proper voucher signed by the Director of the Department of Agriculture and Inspection being presented therefor, and the State Treasurer is hereby directed to pay all such warrants when presented.

Sec. 11. No vehicle for which a permit has been issued under the provisions of this Act shall be operated while loaded in part or in whole with motor vehicle fuel, kerosene, distillate or other petroleum products of a highly inflammable character on the highways of this State between 12 o'clock noon on Saturdays and midnight Sundays, or on New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day or Christmas Day between the hours of 6 A. M. and midnight next following.

Sec. 12. No vehicle for which a permit has been issued under the provisions of this Act shall be operated on the highways of this State unless it be manned by a driver more than 21 years of age and less than 60 years of age, and authorized and qualified to operate motor vehicles under the laws of this State as now or hereafter enacted. Such driver shall be considered to be on duty at all times while on or about the vehicle and shall not be on duty more than 12 hours in any 24-hour period. When not on duty such driver shall not be permitted to engage in any other work or occupation and, after being on duty a total of 12 hours in any 24-hour period, the driver shall not have less than 12 hours off duty for necessary rest before again going on duty.

Sec. 13. The provisions of this Act shall be supplemental to any laws of this State now or hereafter enacted regulating or requiring the registration of motor vehicles or regulating the transportation of persons or property by common or contract carriers for hire or private carriers.

Sec. 14. Nothing in this Act contained shall be construed to repeal, alter or amend the terms or provisions of any statute delegating authority to any municipality nor to invalidate any municipal regulation or provision enacted pursuant thereto, and the terms and provisions of this Act shall be considered as supplemental to the lawful requirements made by any city or town of this State in regard to the transportation of motor vehicle fuels therein.

Sec. 15. That Section 11 of Chapter 130, Session Laws of Nebraska for 1935 (Section 66-809, Compiled Statutes of Nebraska, 1935 Supplement) be amended to read as follows:

Sec. 11. IF ANY SECTION, PROVISION OR CLAUSE OF THIS ACT SHALL BE DECLARED INVALID OR UNCONSTITUTIONAL, OR IF THIS ACT AS APPLIED TO ANY CIRCUMSTANCES SHALL BE DECLARED INVALID OR UNCONSTITUTIONAL, SUCH INVALIDITY SHALL NOT BE CONSTRUED TO AFFECT THE PORTIONS OF THIS ACT NOT SO HELD TO BE INVALID OR THE APPLICATION OF THIS ACT TO OTHER CIRCUMSTANCES NOT SO HELD TO BE INVALID. **It is hereby declared to be the intent of the Legislature that no section, paragraph, sentence, clause, phrase or word of this Act is an inducement to the enactment of any other part or portions of the same and, if any part or portion of this Act should be held, by a court of competent jurisdiction, to be unconstitutional or invalid for any cause, such decision shall have no force or effect upon the remainder of this Act.**

Sec. 16. That Section 8 of Chapter 130, of the Session Laws of Nebraska for 1935 (Section 66-808, Compiled Statutes of Nebraska, 1935 Supplement) be amended to read as follows:

Sec. 8. Every person who transports any motor vehicle fuels within, into or across this State in violation of any of the provisions of this Act, **or of Chapter 130 of the Session Laws of Nebraska for 1935, not amended or changed by this Act,** or who fails to comply with any of the provisions of this Act, **or with the provisions of Chapter 130 of the Session Laws of Nebraska for 1935, not amended or changed by this Act,** or of the rules, regulations or requirements of the Department of Agriculture and Inspection to which he is subject, or who falsifies any bill of sale or bill of lading or purchase order, or report, or makes or exhibits or delivers to the Director of the Department of Agriculture and Inspection, or his deputy or agent or employee any false bill of sale or bill of lading or purchase order or report, or breaks or removes any seal placed on any motor vehicle fuels pursuant to this Act before the same reaches its destination, or leaves this State, or delivers any such fuels at any place, not shown on his inspection certificate, or who makes, carries or displays any false document or paper herein referred to, or unlawfully evades, or assists, aids or abets any other person in unlawfully evading any motor vehicle fuel taxes imposed by this State, shall be guilty of a misdemeanor, and, upon a first conviction, shall be punished by a fine of not less than Twenty-five Dollars nor more than Five Hundred Dollars, or by the imprisonment in the county jail for a period of not exceeding three months, or by both such fine and imprisonment, and upon a second or subsequent conviction shall be punished by a fine in the sum of Five Hundred Dollars and by imprisonment in the county jail for a period of six months.

Sec. 17. That said original Sections 1, 2, 3, 6, 8 and 11 of Chapter 130 of the Session Laws of Nebraska for 1935 (Sections 66-801, 66-802, 66-803, 66-806, 66-808, 66-809, Compiled Statutes of Nebraska, 1935 Supplement) are hereby repealed.

Sec. 18. The provisions of this Act shall be in effect on and after January 1st, 1938, and not before said date."

Amend the printed bill by striking the title and by inserting after "Legislative Bill No. 97" the following:

"A BILL

FOR AN ACT to regulate and control, for the protection and safety of the public and for the purpose of aiding in the administration and enforcement of the motor vehicle fuel laws of this State, the transportation by motor vehicle upon the public highways of this State of motor vehicle fuels, as defined by the laws of this State, kerosene, distillate and other petroleum products of a highly inflammable character; to provide for applications to the Department of Agriculture and Inspection, the collection of application fees, and the issuance of permits to transport such commodities over the public highways; to require bonds or insurance from those so engaging in such transportation, securing the payment of liabilities incurred under the laws of this State; to provide for the appointment of the Department of Agriculture and Inspection as the agent of those transporting such commodities for the purpose of service of process, and providing for the service of process on such agent in suits to enforce the liabilities arising under the laws of this State; to provide for the expense of administering said Act out of fees arising therefrom, and to provide penalties for the violation thereof; to provide for the use of the highways which may be designated, over which such motor vehicle fuels, kerosene, distillate or other petroleum products of a highly inflammable character may enter this State; and to amend Chapter 130 of the Sesion Laws of Nebraska, 1935, by amending Section 1 (Section 66-801, Compiled Statutes of Nebraska, 1935 Supplement), Section 2 (Section 66-802, Compiled Statutes of Nebraska, 1935 Supplement), Section 3 (Section 66-803, Compiled Statutes of Nebraska, 1935 Supplement), Section 6 (Section 66-806, Compiled Statutes of Nebraska, 1935 Supplement), Section 8 (Section 66-808, Compiled Statutes of Nebraska, 1935 Supplement), and Section 11 (Section 66-809, Compiled Statutes of Nebraska, 1935 Supplement), and to repeal said original sections, and fix the time for taking effect of this Act."

(Signed) WALTER R. JOHNSON, Chairman.

Revenue

LEGISLATIVE BILL NO. 123. Placed on General File.

(Signed) W. F. HAYCOCK, Chairman.

PRESENTED TO GOVERNOR

February 27, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 8:20 A. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 57.
LEGISLATIVE BILL NO. 39.
LEGISLATIVE BILL NO. 84.
LEGISLATIVE BILL NO. 81.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—Not to Concur in Report

Mr. President: I move that this Legislature not concur in the report of the Judiciary Committee on L. B. No. 149, and that it be placed on General File.

(Signed) THOMAS.
DIERS.

After some discussion on said motion Mr. Ashmore moved the previous question.

The motion lost.

After further discussion, the motion not to concur in the Standing Committee Report was lost.

BILLS ON THIRD READING

LEGISLATIVE BILL NO. 158.

MOTION—To Amend

Mr. President: Pursuant to Section 11 (c), Rule XIII, as amended, I move that Legislative Bill No. 158 be recommitted to General File for specific amendments as follows:

(Note: Capital letters indicate stricken matter, blackface type indicates new matter)

1. Amend the Engrossed Bill by striking all of Section 3 therein and by inserting in lieu thereof the following:

"Sec. 3. That Section 3, Chapter 16, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 3. Until **June 30, 1939,** one-fifth of the net proceeds of the taxes imposed by Section ONE **1** and TWO **2** of this Act shall be credited and shall inure to the State Assistance Fund of the state of Nebraska, and the balance thereof shall be disposed of according to law."

2. Amend the Engrossed Bill by striking all of Section 4 therefrom.

3. Amend the Engrossed Bill by striking all of Sections 5 and 6 therein and by inserting in lieu thereof the following:

"Sec. 4. That said original Section 66-405, C. S. Supp., 1933, as amended by Section 1, Chapter 16, Session Laws of Nebraska, 1935, Special, is hereby repealed; that said original Section 66-416, C. S. Supp., 1933, as amended by Section 2, Chapter 16, Session Laws of Nebraska, 1935, Special, is hereby repealed; and that said original Section 3, Chapter 16, Session Laws of Nebraska, 1935, Special, is hereby repealed."

4. Amend Section 7 of the Engrossed Bill, line 1, by striking therefrom the figure "7" and by inserting in lieu thereof the figure "5".

5. Amend the Engrossed Bill, page 1, title by striking all of said title and by inserting in lieu thereof the following:

"A BILL

FOR AN ACT to amend Section 66-405, C. S. Supp., 1933, as amended by Section 1, Chapter 16, Session Laws of Nebraska, 1935, Special; to amend Section 66-416, C. S. Supp., 1933, as amended by Section 2, Chapter 16, Session Laws of Nebraska, 1935, Special; and to amend Section 3, Chapter 16, Session Laws of Nebraska, 1935, Special; relating to motor vehicle fuels; to provide for the collection of taxes levied upon the sale and distribution, and upon the use thereof by the Department of Agriculture and Inspection; to provide that dealers shall remit to said department the full amount of the tax so due; to impose a tax of five cents per gallon upon the sale, distribution, importation, manufacture, blending and use of motor vehicle fuels commencing with the effective date of this Act; to authorize the Department of Agriculture and Inspection to collect said tax; to provide that the Department of Agriculture and Inspection shall enforce the provisions of this Act; to provide that one-fifth of the net proceeds of said taxes shall be credited and shall inure to the State Assistance Fund until June 30, 1939; to provide penalties for the violation of this Act; to repeal said original sections, as amended; to repeal said original section; and to declare an emergency."

(Signed) TRACY T. FROST.

The motion lost with 15 ayes, 24 nays, 4 not voting.

MOTION—To Recommit No. 158

Mr. President: I move to recommit L. B. No. 158 to General File for the following specific amendments:

1st. That the comma after the word "dollars" in Line 55 of Section 1 be stricken and a period inserted in lieu thereof.

2nd. That all of Line 55 following the word "dollars" and all of lines 56, 57, 58, and the first three words in line 59 in said Section be stricken from the bill.

3rd. That the words "Act 4, Chapter 66" found in line 9 of Section 2 be stricken and that there be inserted in lieu thereof "Section 66-405".

In Line 15 of said Section 2, strike "Chapter 66" and insert "Section 66-405" in lieu thereof.

4th. That the comma following the word "fund" in line 5 of Section 4 be stricken and a period inserted in lieu thereof.

5th. In line 94, of Section 4, strike letter "s" from the word "improvements". That all of line 10 following the word "to" and that part of line 11 preceding the semi-colon in Section 4 of said bill be stricken, and that in lieu thereof there be inserted "the State Assistance Fund."

6th. In line 99 of Section 4 of the bill strike out the words "on or adjacent to such" and insert in lieu thereof the word "of".

In line 100 of said Section 4 strike out the words "in its discretion" and insert in lieu thereof the following: "after investigation find and".

In line 101 of said Section 4 insert after the word "of", the first word in said line, the following: "the highway system of" and strike out of said line 101 all of said line following the comma after the word "state" and strike out the words "tion may be used" at the beginning of line 102 of said Section, and insert in lieu thereof the following: "either independent of or" and following the words "Federal Aid money" in said line 102 insert the words "for highway purposes".

In line 104 of said section 4 strike out the words "gathering and" and after the word "traffic" in said line insert the word "problems".

In line 105 of said Section 4 strike out the words "of and on" and insert in lieu thereof the words "relating to".

In line 112 of said Section 4 strike out the fourth word in said line "are" and insert in lieu thereof the word "as".

In line 113 of said Section 4, following "shall", the first word in said line, insert after the first word in said line the word "thereafter".

7th. In the title to said Bill strike from lines 15 and 16 thereof the words "any fund of the state, created or which may be created by any assistance, relief, or welfare act" and insert in lieu thereof the words "the State Assistance Fund".

(Signed) DAFOE.

The motion prevailed.

MOTION—To Reconsider

Mr. President: I move that we reconsider our action recommitting L. B. No. 158 to General File.

DAFOE.

The motion prevailed unanimously.

MOTION—To Amend Specific Amendment

Mr. President: I offer the following amendments to the specific amendments offered to L. B. 158:

(Note: Capital letters indicate stricken matter, blackface type indicates new matter)

1. Amend the engrossed bill by striking all of said engrossed bill after the enacting clause and by inserting in lieu thereof:

"Section 1. That Section 66-405, C. S. Supp., 1933, as amended by Section 1, Chapter 16, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

66-405. Every dealer who is now engaged or who may hereafter engage, in his own name or in the name of others, or in the name of his representatives, or agents in this state, in the sale, distribution and use of motor vehicle fuels, shall render and have on file with the Department of Agriculture and Inspection by the fifteenth day of each calendar month, beginning with the fifteenth day of the first month after this Act shall become effective, on forms prescribed, prepared and furnished by said Department of Agriculture and Inspection, a sworn statement of the number of gallons of motor vehicle fuels, to be based on capacity of container, received, imported and unloaded and emptied or caused to be received or imported and unloaded and emptied by such dealer in the state of Nebraska, and the number of gallons of motor vehicle fuels produced, refined, manufactured, blended or compounded by such dealer within the state of Nebraska, during the preceding calendar month, defining the nature of such motor vehicle fuel which statement shall be sworn to by a resident of the state of Nebraska, who is a principal officer, general agent, managing agent, attorney-in-fact, chief accountant, or owner, and in addition to the tax now provided for by law shall at the time said statement is filed pay a tax of FIVE **four** cents per gallon upon all motor vehicle fuels, as shown by such statement, remitting said tax to said Department of Agriculture and Inspection, who shall receipt the dealer therefor, and pay to the STATE **state** Treasurer, daily, all of the money, drafts, checks, post office money orders, express money orders or other mediums of exchange thus received. The Department of Agriculture and Inspection shall have authority to adjust all errors on payment, and to authorize refund of tax paid on motor vehicle fuel destroyed by fire or act of God, or used and consumed by the United States government or its agencies, and to authorize a refund equal to the per gallon tax imposed by this state on sales of motor vehicle fuels purchased by dealers in this state, on which tax was paid to this state, but such motor vehicle fuels were sold in a state other than Nebraska, and to issue vouchers THEREFORE **therefor**: Provided, such dealer shall be entitled to a shrinkage of three per cent of the number of gallons, to be based on capacity of container, of motor vehicle fuels, received or imported, produced, refined, manufactured, blended or compounded by him, as shown by such report at the point where the car or container comes to rest or is unloaded within the state of Nebraska. If any such dealer neglect or refuse to file the return due for any month, or to pay the tax herein provided, due for any month, within the time prescribed for the filing of such return or the payment of such tax, as above provided, there shall automatically accrue a penalty equal to one-half of one cent on each gallon of motor vehicle fuel received or imported, unloaded and emptied, produced, refined, manufactured, blended or compounded during the time for which such dealer failed, neglected or refused to file the return or pay such tax, the amount of which penalty shall in no case be less than twenty-five dollars: Provided, that, in the event of statewide suspension of banking facilities by executive order or legislative enactment, on the date such tax payments are due, the date of payment thereof shall be deferred to five days after revocation of such order or enactment. If no motor vehicle fuel was received or imported and unloaded and emptied, produced, refined, manufactured, blended or compounded, a penalty of twenty-five dollars shall be assessed against such dealer for failure to make a return setting forth such fact; PROVIDED THAT THE AMOUNT OF THE TAX HEREBY IMPOSED SHALL BE REDUCED TO FOUR CENTS PER GALLON AFTER FEBRUARY 28, 1937.

Sec. 2. That Section 66-416, C. S. Supp., 1933, as amended by Section 2, Chapter 16, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

66-416. There is hereby levied and imposed an excise tax of FIVE **four** cents per gallon upon the use of all motor vehicle fuels, as defined by Chapter 65, Compiled Statutes of Nebraska, 1929, as amended, used in this state, except **such** motor vehicle fuels upon and as to which a tax of FIVE four cents per gallon is imposed and due the STATE **state** of Nebraska under the provisions of Article 4, Chapter 66, Compiled Statutes of Nebraska, 1929, as amended. Users of motor vehicle fuels subject to taxation under this section shall be allowed the same exemption, deductions, and rights of reimbursement as are authorized and permitted by SECTION 66-405 and 66-416, COMPILED STATUTES SUPPLEMENT, 1933, AS AMENDED BY THIS ACT, AND BY SECTIONS 66-417, 66-418, 66-419 AND 66-420, COMPILED STATUTES SUPPLEMENT, 1933; PROVIDED **Chapter 66, Compiled Statutes of Nebraska, 1929**, as amended THAT THE AMOUNT OF THE TAX HEREBY IMPOSED SHALL BE REDUCED TO FOUR CENTS PER GALLON AFTER FEBRUARY 28, 1937.

Sec. 3. That Section 3, Chapter 16, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 3. UNTIL MARCH 1, 1937 ONE-FIFTH OF THE **The** net proceeds of the taxes imposed by Sections ONE **1** and TWO **2** of this Act shall be credited and shall inure to the STATE ASSISTANCE **Gasoline Tax** Fund of the state of Nebraska, AND THE BALANCE THEREOF SHALL BE DISPOSED OF ACCORDING TO LAW **as provided in Section 4 of this Act.**

Sec. 4. That Section 66-411, C. S. Supp., 1933, be amended to read as follows:

66-411. All sums of money received under this Act by the STATE **state** Treasurer shall be placed by him in a fund to be known as the Gasoline HIGHWAY **Tax** Fund, OUT OF WHICH FUND THERE SHALL BE APPROPRIATED SUCH SUM AS MAY BE NECESSARY TO ADMINISTER AND CARRY OUT THE PROVISIONS OF THIS ACT, RELATING TO THE COLLECTION OF SAID TAX. THREE-EIGHTHS (3/8) OF THE BALANCE REMAINING IN SAID FUND. **Thirty per cent of said fund** shall be, by the STATE **state** Treasurer, upon the first day of each month transferred to the various county treasurers of the state in the proportion that the total motor vehicle registration of the county bears to the total motor vehicle registraion of the state, computed on the basis of the AUTOMOBILE **motor vehicle** registration for the previous calendar year, said moneys, so transferred to the county treasurer shall be allocated as follows: (1) Ten per cent (10%) to be credited to the road fund of the cities and incorporated villages within said county in the proportion that the total population of each city or village, based on the 1930 **last** federal census, bears to the total population of all the cities or incorporated villages within said county, and the sum of money so allocated shall be used solely by such cities or incorporated villages for constructing street improvements; and (2) Twenty per cent (20%) to be credited to the county bridge fund, and if any portion thereof be not required for bridges it shall be used to pay the interest on and to retire any outstanding county road or highway construction bonds of the county, and the balance thereof, if any, shall be credited to the county road fund; and (3) The remainder, seventy per cent (70%), to be credited to the county road fund, to be used by the COUNTY BOARD **county board** for the purpose of maintaining, grading, graveling, regraveling, claying, littering, oiling or paving, and for no other purpose whatsoever: Provided, that thirty-five per cent (35%) of the money so transferred shall, UPON RESOLUTION OF THE COUNTY BOARD be used by the county treasurer to pay the interest on and retire any existing or outstanding county Highway

Construction Bonds, and the balance, if any, shall be credited to the county road fund. **The county boards may authorize, by agreement with the State Engineer for the Department of Roads and Irrigation, the use of any of said funds allocated to the county road fund to match any funds made available by the United States for use on roads not a part of the federal highway system; and, in the event of such an agreement, the county shall pay from said funds so allocated the cost of any preliminary survey and other incidental expenses involved in laying out such roads whether or not matched by the United States, when the State Engineer for the Department of Roads and Irrigation is not reimbursed for the cost of said survey and expenses by the United States. It shall be the duty of the State Engineer for the Department of Roads and Irrigation to administer the funds so made available and to supervise the improvement, contsruction and maintenance of said roads. The state Treasurer shall deduct from any county's allotment of the Gasoline Tax Fund, and shall credit to the proper fund of the Department of Roads and Irrigation any sums of money authorized in said agreements and the State Engineer for the Department of Roads and Irrigation shall use said funds for the purposes above set forth in accordance with said agreements.** The BALANCE REMAINING IN **remainder of** said fund shall be, by the STATE **state** Treasurer, transferred on the first day of each month to the Department of PUBLIC WORKS **Roads and Irrigation,** which sum shall be, by THE **said** DEPARTMENT PLACED IN THREE SPECIAL FUNDS AND BY SAID DEPARTMENT EXPENDED FOR THE SPECIFIC USES AND PURPOSES AS FOLLOWS: (A) ONE SUCH SPECIAL FUND SHALL CONSIST OF ONE-SIXTH OF THE FUND SO TRANSFERRED TO SAID DEPARTMENT BY THE STATE TREASURER AND SHALL BE USED BY THE DEPARTMENT FOR THE CONSTRUCTION AND IMPROVEMENT, INCLUDING THE GRADING AND GRAVELING OF SUCH FEDERAL OR STATE HIGHWAYS, AND INCLUDING THE CONSTRUCTION OF SUCH BRIDGES THEREON, AS THE DEPARTMENT, SHALL, IN ITS DISCRETION, DETERMINE SHALL BE FOR THE BEST INTERESTS OF THE STAE. (B) ONE SUCH SPECIAL FUND SHALL CONSIST OF ONE-SIXTH OF THE FUND SO TRANSFERRED TO SAID DEPARTMENT BY THE STATE TREASURER AND MAY BE USED BY THE DEPARTMENT IN CONJUNCTION WITH FEDERAL AID MONEY FOR PAVING WHERE, IN THE JUDGMENT OF THE DEPARTMENT, GRAVEL IS NOT ADEQUATE TO PROPERLY HANDLE THE TRAFFIC. (C) THE OTHER SUCH SPECIAL FUND SHALL CONSIST OF THE BALANCE REMAINING OF THE FUND SO TRANSFERRED TO SAID DEPARTMENT BY THE STATE TREASURER AND SHALL BE USED FOR THE IMPROVEMENT INCLUDING CONSTRUCTION AND MAINTENANCE OF THE STATE AND FEDERAL HIGHWAY SYSTEM AS CON-

TEMPLATED IN SECTION 39-1404, C. S. SUPP., NEB., 1931, AS AMENDED BY SECTION 2 (C. S. SUPP. 1933, 39-1404), SENATE FILE NO. 15, LAWS OF NEBRASKA, 1933, AND IN SECTION 39-1412, COMPILED STATUTES OF NEBRASKA, 1929, AND MAY BE USED IN CONJUNCTION WITH FEDERAL AID MONEY AND WHEN SO USED SHALL BE EXPENDED IN COMPLIANCE WITH SECTION 39-1425, COMPILED STATUTES OF NEBRASKA, 1929, AND SHALL BE APPORTIONED TO THE CREDIT OF THE SEVERAL COUNTIES OF THE STATE FOR IMPROVING THE STATE AND FEDERAL HIGHWAY SYSTEM WITHIN THE COUNTIES AS FOLLOWS: ONE-THIRD IN THE RATIO WHICH THE AREA OF EACH COUNTY BEARS TO THE TOTAL AREA OF THE STATE; ONE-THIRD IN THE RATIO WHICH THE MILEAGE OF RURAL DELIVERY AND STAR ROUTES IN EACH COUNTY BEARS TO THE TOTAL MILEAGE OF RURAL DELIVERY AND STAR ROUTES IN THE STATE; ONE-THIRD IN THE RATIO WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE. THE RATIO OF POPULATION BETWEEN THE COUNTIES SHALL BE DETERMINED BY THE NUMBER OF VOTES CAST IN THE RESPECTIVE COUNTIES FOR GOVERNOR AT THE GENERAL ELECTION OF 1932. **department expended for the specific uses and purposes as follows: For acquiring real estate, road materials, equipment and supplies to be used in the construction, reconconstruction, improvement and maintenance of federal or state highways; for the construction, reconstruction, improvement and maintenance of federal or state highways including grading, drainage structures, surfacing, roadside development including landscaping, and other incidentals necessary for proper completion and protection on or adjacent to such federal or state highways as the department shall, in its discretion, determine to be for the best interests of the state, and, in the discretion of the State Engineer for the Department of Roads and Irrigation, the remainder of said fund may be used in conjunction with federal aid money for planning studies in conjunction with federal highway funds for the purpose of gathering and analyzing traffic and financial conditions and problems of and on state, county, township, municipal, federal and all other roads in the state.**

Sec. 5. That said original Section 66-405, C. S. Supp., 1933, as amended by Section 1, Chapter 16, Session Laws of Nebraska, 1935, Special, is hereby repealed; that said original Section 66-416, C. S. Supp., 1933, as amended by Section 2, Chapter 16, Session Laws of Nebraska, 1935, Special, is hereby repealed; that said original Section 3, Chapter 16, Session Laws of Nebraska, 1935, Special, is hereby repealed; that said original Section 66-411, C. S. Supp., 1933, is hereby repealed; and that Section 66-420, C. S. Supp., 1933, is hereby repealed.

Sec. 6. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

2. Amend the printed bill, page 1, title by striking all of said title and by inserting in lieu thereof the following:

"A BILL

FOR AN ACT to amend Section 66-405, C. S. Supp., 1933, as amended by Section 1, Chapter 16, Session Laws of Nebraska, 1935, Special; to amend Section 66-418, C. S. Supp., 1933, as amended by Section 2, Chapter 16, Session Laws of Nebraska, 1935, Special; to amend Section 3, Chapter 16, Session Laws of Nebraska, 1935, Special; and to amend Section 66-411, C. S. Supp., 1933, relating to motor vehicle fuels; to provide for the collection of taxes levied upon the sale and distribution, and upon the use, thereof by the Department of Agriculture and Inspection; to provide that dealers shall remit to said department the full amount of the tax so due; to impose a tax of four cents per gallon upon the sale, distribution, importation, manufacture, blending and use of motor vehicle fuels commencing at the date of the approval of this Act; to authorize the Department of Agriculture and Inspection to collect said tax; to provide that the Department of Agriculture and Inspection shall enforce the provisions of this Act; to abolish the Gasoline Highway Fund; to create the Gasoline Tax Fund; to provide for the allocation and for the expenditure of said tax of four cents per gallon subsequent to the effective date of this Act; to provide for the allocation, distribution and expenditure of the Gasoline Tax Fund under the direction and supervision of the State Engineer for the Department of Roads and Irrigation; to provide penalties for the violation of this Act; to repeal said original sections, as amended; to repeal said original sections; to repeal Section 66-4201 C. S. Supp., 1933; and to declare an emergency."

(Signed) A. L. MILLER.

A record vote was demanded.

A call of the Legislature was ordered.

The call was raised.

Vote was taken on the motion.

Voting in the affirmative, 19:

Adams, E. A.
Adams, J., Jr,
Armstrong
Ashmore
Carpenter
Comstock
Frost
Howard
Johnson, W. R.
Miller
Murphy
Neubauer
Peterson, J. B.
Pizer
Schultz
Thomas
Tvrdik
Warner
Worthing

Voting in the negative, 21:

Brady
Brandt
Brodecky
Cady
Carlson
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Knickrehm
Norton
Nuernberger
Peterson, C. H.
Reynolds
Slepicka
Strong
Von Seggern
Wells

Not voting, 3: .

Carsten
McMahon
Regan

The motion was lost.

Mr. Dafoe's motion to recommit to General File for specific amendments prevailed.

COMMITTEE OF THE WHOLE

At 11:45 A. M. Mr. Dafoe moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Norton in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 158. Referred to Committee on Enrollment and Review for re-engrossment with specific amendments.

(See Specific Amendments as found in this day's Journal. These amendments were adopted in Committee of the Whole)

(Signed) J. N. NORTON, Chairman.

The report was adopted.

MOTION—To Suspend Rules and Refer L. B. 552

Mr. President: I move that Rule XII, Section 4 and Rule XIII, Sections 5, 6, 7 and 8 be suspended relative to L. B. 552 and that L. B. 552 be referred to Committee on Enrollment and Review for engrossment.

(Signed) BRADY.

The motion prevailed unanimously.

MOTION—To Recess

At 12:10 P. M. on motion of Mr. Norton, the Legislature recessed until 3:00 P. M.

AFTER RECESS

At 3:00 P. M. the Legislature reconvened.

The roll was called and all members were present, except McMahon, and except Carsten and Regan who were excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 158. Re-placed on Third Reading File with the following amendments:

Page 1, Line 4 of the title of the engrossed bill, place a comma after the figure "2", insert a comma after the word "Nebraska".

Line 5 of the Title, strike the punctuation "(" before the word "Extraordinary" and the punctuation ")" after the word "Session" and place a comma after the word "Session".

Line 6 of the Title, strike the punctuation "(" before the word "Extraordinary" and the punctuation ")" after the word "Session" and place a comma after the word "Session".

Page 2, of the engrossed bill, line 6, strike word "such" and substitute therefor the word "said".

Lines 19 and 20, strike the capital letter "F" in the word "Fifteenth" and substitute therefor the case letter "f".

Page 3 of the engrossed bill, Line 26, strike the colon after the word "Provided" and substitute therefor a comma, strike out the capital letter "S" in the word "Such" and substitute therefor the case letter "s".

Page 6, lines 19, 20, and 27, strike the case letter "c" in the word "county", "r" in the word "road", "f" in the word "fund" and substitute therefor the capital letters "C" "R" and "F".

Line 28, strike the case letter "d" in the word "department" and substitute therefor the capital letter "D".

Line 30, strike the case letter "f" in the word "fund" and substitute therefor the capital letter "F".

Page 8, line 16, strike the punctuation "(" before the word "Extraordinary" and the punctuation ")" after the word "Session" and insert a comma after the word "Session".

Page 8, lines 17 and 18, strike the punctuation "(" before the word "Extraordinary" and punctuation ")" after the word "Session" and insert a comma after the word "Session".

Line 14, insert a comma after the word "Supplement".

Page 5, Line 15, capitalize the word "State".

MOTION—To Adopt Report

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

Enrollment and Review

LEGISLATIVE BILL NO. 158. Correctly re-engrossed.
LEGISLATIVE BILL NO. 20. Correctly engrossed.
LEGISLATIVE BILL NO. 101. Correctly engrossed.
LEGISLATIVE BILL NO. 552. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Adjourn

Mr. President: I move that we adjourn.

NORTON.

The motion was lost.

MOTION—To Adjourn

Mr. President: I move that we adjourn until 10:30 A. M. tomorrow morning.

WALTER R. JOHNSON.

The motion was lost.

MOTION—To Adjourn

At 3:35 P. M. on motion of Mr. Norton the Legislature adjourned until 9:00 A. M. Monday.

HUGO F. SRB,
Clerk of the Legislature.

FORTY-FIRST DAY

Legislative Chamber,

Lincoln, Nebraska, March 1, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Roy W. Johnson, Brodecky and Regan who were excused.

The Journal for the Fortieth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Carlson, Mr. Frost, Mr. Norton, Mr. Schultz, Mr. Haycock, opposing L. B. No. 50; John B. Peterson, Mr. Schultz, Mr. Carlson, Mr. Carsten, Mr. Hall, Mr. Slepicka, Mr. Reynolds, favoring L. B. No. 138; Mr. Jurgensen, Mr. Knickrehm, favoring L. B. 158; John B. Peterson, opposing L. B. 158; Mr. Slepicka, favoring L. B. 127; Mr. Carsten, favoring Louisville toll-free bridge; Mr. Wells, Mr. Ashmore, favoring L. B. 97; Mr. Norton, favoring L. B. 196; Mr. Wells, opposing Child Labor Amendment; Mr. Pizer, opposing legislation to abolish the use of Soldiers' and Sailors' Home at Milford.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE RESOLUTION NO. 4. Placed on General File with amendment.

Standing Committee Amendment to L. R. No. 4:

Section 2, line 3, after the word "fund" insert "not to exceed the sum of Five Hundred Dollars ($500.00)".

(Signed) FRANK J. BRADY, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 75. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON THIRD READING

The following bill was read the third time and put upon passage:

LEGISLATIVE BILL NO. 49 (With emergency clause)

A Bill for an Act to amend Section 20-208, C. S. Supp., 1933, relating to civil procedure, district court; to provide the time within which actions may be brought for the recovery of money collected under invalid tax laws; to prescribe a period within which existing claimants may bring such actions after the effective date of this Act; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt

Dafoe
Diers
Dunn
Frost
Gantz

Miller
Murphy
Neubauer
Norton
Nuernberger

Schultz
Slepicka
Strong
Thomas
Tvrdik

Cady
Carlson
Carpenter
Carsten
Comstock
Hall
Haycock
Howard
Knickrehm
McMahon
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0:

Not voting, 5:

Brady
Brodecky
Johnson, R. W.
Johnson, W. R.
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 126.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 1.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 78.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 79.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 80.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 80.

(Signed) L. C. Nuernberger.

The motion prevailed unanimously.

MOTION—To Amend.

Mr. President: I move the adoption of the following specific amendments to L. B. No. 80.

Amend the printed bill, page 2, Section 1, line 26 by inserting after the word "state" the following:

", and provided further, the depositories of the public moneys or other funds of the United States or any agency of the United States may be permitted or allowed to secure said moneys or said funds by a pledge of the assets of said depositories in lieu of a bond for safekeeping only if its deposits are protected by the insurance afforded to depositors in banks through the Federal Deposit Insurance Corporation, as provided in Section 1, Chapter 140, Session Laws of Nebraska, 1935".

Amend the printed bill, page 1, title, line 5 by inserting after the word "safekeeping" therein the following:

"if the deposits of said depository are protected by the insurance afforded to depositors in banks through the Federal Deposit Insurance Corporation";

(Signed) L. C. Nuernberger.

The motion prevailed unanimously.

LEGISLATIVE BILL NO. 125.

(See Enrollment and Review amendments as found in the Legislative Journal for the Thirty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

REFERRED FOR ENGROSSMENT

LEGISLATIVE BILL NO 126.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 1.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 78.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 79.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 80.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 125.	Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 9:30 A. M. Mr. Schultz moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Miller in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 143.	Report progress.
LEGISLATIVE BILL NO. 111.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-third Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 163. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-fourth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 139. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-fourth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 58. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 179. Report progress.

LEGISLATIVE BILL NO. 196. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 73. Referred to Committee on Enrollment and Review for review, with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-sixth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 220. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 117. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-sixth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 117:

Line 19, strike "shall" and insert "may in its discretion".

Strike the word "paved" in lines 16, 18 of the printed bill and all places in bill where word appears, including the title.

LEGISLATIVE BILL NO. 205. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-sixth Day. These amendments were adopted in Committee of the Whole, subject to the amendment made in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 205:

That the following amendment be adopted as a substitute for amendments 1 and 2 of the standing committee:

Sec. 1. Line 5 strike the word and punctuation "one,".

LEGISLATIVE BILL NO. 55. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 93. Report progress.

(Signed) A. L. MILLER, Chairman.

The report was adopted.

MOTION—To Recess

At 12:05 P. M. on motion of Mr. Diers, the Legislature adjourned until 2:00 P. M.

AFTER RECESS

At 2:00 P. M. the Legislature reconvened, Speaker Warner presiding.

The roll was called and all members were present, except Armstrong, and except Brodecky, Walter R. Johnson and Regan who were excused.

COMMITTEE OF THE WHOLE

At 2:05 P. M. Mr. Diers moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Miller in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 93. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-seventh Day. These amendments were adopted in Committee of Whole with the exception of number two)

Committee of the Whole amendments to L. B. No. 93:

That Section 2 be amended by striking out the period after the word "duties" in line 7, inserting a comma, and by adding the following: "and any bank, public or government carrier, express, or armored-truck company organized and operating in good faith for the transportation of money and valuables, or the employees thereof, while actually engaged in protecting such property."

Amend Sec. 14 line 6 by striking the word "or" in line six and by striking the words in line 7 "is convicted of being a vagrant" including the comma after the word vagrant.

Add the name Charles Tvrdik in the title as a co-introducer.

Re-number the sections according to the amendments adopted.

LEGISLATIVE BILL NO. 86. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-eighth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 96. Report progress.

LEGISLATIVE BILL NO. 181. Indefinitely postponed.

LEGISLATIVE BILL NO. 221. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 188. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 253. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 295. Referred to Committee on Enrollment and Review for review, with amendments.

Committee of the Whole amendments to L. B. No. 295:

1. Amend the printed bill, page 2, Preamble, by inserting immediately after line 13 of said Preamble a new paragraph as follows:

"WHEREAS, said Jean N. Burton and Laura Jones, Omaha, Douglas County, Nebraska, claim that the employees, agents and servants of the state of Nebraska were negligent in furnishing a truck with defective brakes, and in a defective condition, for the use of transporting W. P. A. workers, said truck being furnished according to an agreement between the W. P. A. and the state of Nebraska to furnish trucks to transport men to and from a project near Elkhorn, Nebraska, and"

(Signed) A. L. MILLER, Chairman.

The report was adopted.

Former representative A. R. Humphrey of Broken Bow addressed the Legislature briefly.

MOTION—To Convey Greetings to Mr. Regan

Mr. President: I move that Dr. Miller be instructed to convey best regards of the Legislature to Mr. Regan during his illness.

W. F. HAYCOCK.

The motion prevailed unanimously.

MOTION—That March 4th Adjournment be Until March 8th

Mr. President: I move that when we adjourn March 4th, we adjourn until 10:00 A. M. March 8th.

(Signed) CARL H. PETERSON.

The motion was lost.

MOTION—To Adjourn

At 4:35 P. M. on motion of Mr. Worthing, the Legislature adjourned until 9:00 A. M. Tuesday.

HUGO F. SRB,
Clerk of the Legislature.

FORTY-SECOND DAY

Legislative Chamber,

Lincoln, Nebraska, March 2, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Regan who was excused.

The Journal for the Forty-first Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Nuernberger, Mr. Schultz, Mr. Hall, Mr. Carpenter, Carl H. Peterson, Mr. Reynolds, opposing L. B. No. 50; Mr. Brandt, Mr. Knickrehm, favoring L. B. No. 138; Mr. Jurgensen, favoring L. B. 158, opposing L. B. No. 17, opposing the Child Labor Amendment; Mr. Howard, opposing five-cent gasoline tax; Mr. Wells, Mr. Brodecky, favoring L. B. No. 139; Mr. Brandt, favoring a reduction of tax on aircraft motor fuel; Mr. Jurgensen favoring the Child Labor Amendment.

Mr. Hall was excused for the sessions on March 4th and 5th.

APPROVED BY GOVERNOR

February 27th, 1937.

To the Honorable Walter H. Jurgensen

The President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 81.

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

March 1st, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your Honorable Body that he has this day approved the following acts, viz:

Legislative Bill No. 39

Legislative Bill No. 57

Legislative Bill No. 84

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

BILLS ON THIRD READING

The following bill was read the third time and put upon passage:

LEGISLATIVE BILL NO. 158. (With emergency clause)

A Bill for an Act to amend Sections 66-405 and 66-416, Compiled Statutes of Nebraska, Supplement, 1933, and to amend said sections, as amended by Sections 1 and 2, Chapter 16, Session Laws of Nebraska, Extraordinary Session, 1935, and Section 3, Chapter 16, Session Laws of Nebraska, Extraordinary Session, 1935, and Section 66-411, Compiled Statutes of Nebraska, Supplement, 1933

(1935), relating to motor vehicle fuels taxes and to the distribution and use thereof; to repeal said original sections; to repeal Section 66-420, Compiled Statutes of Nebraska, Supplement, 1933 (1935); to impose a tax of five cents per gallon upon motor vehicle fuels until June 30, 1939, and four cents per gallon thereafter; to provide that dealers' sworn statements shall be prima facie evidence of the facts therein stated; to provide that until June 30, 1939, 8 per cent of the proceeds of the tax on motor vehicle fuels imposed hereby shall be credited and shall inure to the State Assistance Fund of this state, and 30 per cent transferred to the various county Treasurers and the remainder be transferred to the Department of Roads and Irrigation under Section 66-411, as amended herein and that after June 30, 1939, three-eighths (⅜) of the four-cent tax shall be transferred to such County Treasurers and the remainder to said Department for the uses and purposes specified in said section; to designate the Gasoline Highway Fund as the Gasoline Tax Fund; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 23:

Brady
Brandt
Brodecky
Cady
Carlson
Carsten
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Norton
Nuernberger
Peterson, C. H.
Slepicka
Strong
Von Seggern
Wells

Voting in the negative, 19:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Carpenter
Comstock
Frost
Johnson, W. R.
Miller
Murphy
Neubauer
Peterson, J. B.
Pizer
Reynolds
Schultz
Thomas
Tvrdik
Warner
Worthing

Not voting, 1:

Regan

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

EXPLANATIONS OF VOTE

Mr. President: I favor a state income tax as the most logical and just means of providing relief, whatever the nature of such relief. However, without such an income tax, I prefer a temporary gas tax to more objectionable sales tax or equally objectionable increases in automobile license fees. Therefore, I vote aye. Norton.

Mr. President: Inasmuch as the gasoline is already overburdened with taxes, I believe that the state should begin to look for revenue from some other source. I therefore vote no. Schultz.

Mr. President: I feel that we cannot afford to take any of this one-cent from our old people and our mothers and children. Frost.

Mr. President: The effect of this bill is to deplete relief funds and throw direct relief on the counties most of which are up to their legal levy and have no means to raise this additional load. I vote no. Comstock.

Mr. President: Because I feel as though I should support a bill that assists both the aged and those interested in work for Nebraska, I vote aye. Haycock.

Mr. President: My district is carrying all they can at present time without having direct relief thrown back on them. We have more dollars to match on the assistance program than we have on the road program. I will support the road program after assistance is take care of. Carpenter.

Mr. President: I vote against the bill because I believe it to be wrong in principle to divert tax money from social security to road building by the levy of increased taxes. Armstrong.

Mr. President: Inasmuch as the law was originally set up for the old and poor, and feeling that this assistance is still very much needed and is of greater importance at this time than the building of new roads and that L. B. 373 can re-enact the old law, I vote no. Tvrdik.

Mr. President: The one cent should go to assistance where it was originally intended. L. B. 373 does this. It can be brought up and passed within the next two days. State assistance needs more funds. The old and the poor cannot eat gravel. Why give the majority of this penny to contractors. I vote no. John Adams, Jr.

Mr. President: I am opposed to increasing the gasoline tax for road purposes by six-tenths of one cent because it means taxing the people more than one million dollars annually, in addition to the present tax, for road purposes. Thomas.

Roll Call on Legislative Bill No. 158 with Emergency Clause Stricken.

Voting in the affirmative, 1:

Howard

Voting in the negative, 36:

Adams, E. A.
Adams, J., Jr,
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Warner
Worthing

Not voting, 6:

Carlson
Johnson, W. R.
Peterson, J. B.
Regan
Von Seggern
Wells

A majority having failed to vote in the affirmative, the bill failed of passage.

COMMITTEE OF THE WHOLE

At 9:55 A. M. Mr. Miller moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Carpenter in the Chair.

After some time spent therein, the Committee arose and by its chairman submitted the following report:

LEGISLATIVE BILL NO. 143. Referred to Committee on Enrollment and Review for review with amendment.

(See Standing Committee amendment as found in Legislative Journal for the Thirty-seventh Day. This amendment was adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 179. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 55. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 96. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-eighth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendment to L. B. No. 96:

Sec. 1, line 8 of printed bill, after the word "point" strike the word "or" and insert in lieu thereof the word "of".

LEGISLATIVE BILL NO. 338. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 129. Referred to Committee on Enrollment and Review for review with amendment.

(See Standing Committee amendment as found in Legislative Journal for the Thirty-eighth Day. This amendment was adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 83. Referred to Committee on Enrollment and Review for review with amendment.

Committee of the Whole amendment to L. B. No. 83:

In the printed bill, Sec. 1, line 17, following the word "Trustees" insert the words "not to exceed".

LEGISLATIVE BILL NO. 95. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-eighth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendment to L. B. No. 95:

Amend Sec. 3 of the printed bill, line 116 after the word "power" by striking the remainder of said line, all of line 117 and line 118 to and including the syllables "braska".

(Signed) EARL W. CARPENTER, Chairman.

The report was adopted.

MOTION—To Suspend Rule and Advance L. B. 373

Mr. President: I move that Section 4 of Rule VII be suspended and L. B. 373 be placed on General File.

(Signed) TRACY T. FROST.

The motion was lost.

MOTION—To Recess

At 12:05 P. M. on motion of Mr. Carsten, the Legislature recessed until 2:00 P. M.

AFTER RECESS

At 2:00 P. M. the Legislature reconvened Speaker Warner presiding.

The roll was called and all members were present except Adams, E. A., Adams, J. Jr., Diers, Frost, Hall, Knickrehm, and except Regan who was excused.

MOTION—To Suspend Rule and Place L. B. 552 Upon Third Reading

Mr. President: I move to suspend Rule XIII, Section 12, clause b. and place L. B. No. 552 upon Third Reading File and final passage.

(Signed) BRADY.

The motion prevailed unanimously.

BILLS ON THIRD READING

The following bill was read the third time and put upon passage:

LEGISLATIVE BILL NO. 552. (With emergency clause)

A Bill for an Act to amend Section 1, Legislative Bill No. 10, as amended by Section 1, Legislative Bill No. 191, Fifty-second Session, Nebraska State Legislature, 1937, relating to the compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies and other incidental expenses incurred during said Fifty-second Session, Nebraska State Legislature; to repeal said original section, as amended; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the

Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 32:

Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Gantz
Howard
Johnson, R. W.
Johnson, W. R.
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 11:

Adams, E. A.
Adams, J., Jr.
Diers
Dunn
Frost
Hall
Haycock
Knickrehm
Regan
Slepicka
Thomas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

COMMITTEE OF THE WHOLE

At 2:15 P. M. Mr. Carsten moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Schultz in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 107. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-eighth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 108. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amnedments as found in Legislative Journal for the Thirty-eighth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendment to L. B. No. 108:

In line 1, section 1 of the original bill, insert the numeral "1" after the word "Section".

LEGISLATIVE BILL NO. 210. Laid over. Not to retain place on file.

LEGISLATIVE BILL NO. 157. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-ninth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO 190. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-ninth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 206. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 15. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 14. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 67. Report progress.

LEGISLATIVE BILL NO. 133. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Thirty-ninth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 133:

Strike the word "legal" from the bill and title, including Committee amendments, wherever same appears preceding the word "dog".

Amend Sec. 3 by inserting the words "not less than ten dollars nor more than" in line 8 of said Sec. 3 and after the word "of" in said line.

LEGISLATIVE BILL NO. 167. Referred to Committee on Enrollment and Review for review.

(Signed) E. SCHULTZ, Chairman.

The report was adopted.

STANDING COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL NO. 49. Correctly enrolled.
LEGISLATIVE BILL NO. 552. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 49

LEGISLATIVE BILL NO. 552.

MOTION—To Adjourn

At 4:00 P. M. on motion of Mr. Carsten the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FORTY-THIRD DAY

Legislative Chamber,

Lincoln, Nebraska, March 3, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Comstock, and except Regan who was excused.

The Journal for the Forty-second Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Cady, Mr. Carpenter, Mr. Slepicka, Mr. Neubauer, Mr. Carlson, Mr. Murphy, Mr. Strong, Mr. Ashmore, Mr. Miller, Mr. Brady, Mr. Wells, Carl H. Peterson, R. W. Johnson, Mr. Thomas, Mr. Howard, Mr. Frost, Mr. Haycock, opposing L. B. No. 97; Mr. Reynolds, Carl H. Peterson, Mr. Gantz, Mr. Haycock, opposing L. B. No. 50; Mr. Pizer, favoring L. B. No. 138, L. B. No. 212 and L. B. No. 25; Mr. Jurgensen, opposing L. B. No. 118 and opposing the Child Labor Amendment.

LEGISLATIVE PROPOSAL NO. 3 TO AMEND THE RULES

Amend Section 10, Rule XIII by inserting after the last word the following: "or to select file for specific amendment".

(Signed) J. N. NORTON.

MOTION—To Suspend Rule XXIV

Mr. President: I move that Rule XXIV be suspended to take up the matter of Legislative Proposal No. 3 to amend the rules.

J. N. NORTON.

The motion prevailed unanimously.

MOTION—To Adopt Amendment.

Mr. President: I move that Legislative Proposal No. 3 to amend the rules be adopted.

J. N. NORTON.

The motion prevailed with 39 ayes, no nays, 4 not voting.

MOTION—To Re-refer L. B. No. 533

Mr. President: I move that L. B. No. 533 be re-referred from Committee on Commerce and Communications to Committee on Labor and Public Welfare.

(Signed) WELLS.

The motion prevailed.

MOTION—To Reconsider L. B. No. 181

Mr. President: I move that we reconsider our action on L. B. No. 181 and that it be placed on General File.

(Signed) CARPENTER.

A call of the Legislature was ordered.

The call was raised.

A vote was taken on the motion.

The motion prevailed with 23 ayes, 6 nays, 14 not voting.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 20. (With emergency clause)

A Bill for an Act to permit Thomas Bailey and Sibil Bailey, husband and wife, and Earl Cox and Reeta Cox, husband and wife, of the city of North Platte, Lincoln County, Nebraska, to file suit against the State of Nebraska in the district court of Lincoln County, Nebraska, for the purpose of having a fair and impartial adjudication of their claims for damages in tort for personal injuries and property damage sustained by them on December 2, 1933, when an automobile in which they were riding precipitated into a deep, unguarded and unlighted hole in State Highway No. U. S. 183, at a point about twenty miles south of the city of North Platte, Nebraska; to provide for the waiver of sovereignty on the part of the State of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages against the State of Nebraska in the premises, if any there be; to waive the defense of the statute of limitations on behalf of said state; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 2:

Schultz
Wells

Not voting, 4:

Adams, J., Jr.
Comstock
Dafoe
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 101. (With emergency clause)

A Bill for an Act to amend Section 27-209, Compiled Statutes of Nebraska, 1929, relating to supreme court reports; to provide that the librarian of the state library shall supply two complete sets of supreme court reports and two volumes of subsequent reports to the Nebraska workmen's compensation court; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 39:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Adams, J., Jr.
Carlson
Comstock
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 72. Replaced on Select File with specific amendments.

Specific amendments to L. B. No. 72:

1. Amend the Engrossed Bill, page 2, Section 1, line 18 by striking therefrom the punctuation and word, ", if" therein and by inserting in lieu thereof the following: ". If".

2. Amend the Engrossed Bill, page 2, Section 1, line 23 by striking the punctuation "." therein and by inserting in lieu thereof the punctuation ":".

LEGISLATIVE BILL NO. 37. Replaced on Select File with specific amendments.

Specific amendments to L. B. No. 37:

1. Amend the Engrossed Bill, page 1, title by striking from lines 9, 10 and 11 of said title the following: "and for boarding, housing and student activity purposes".

2. Amend the Engrossed Bill, page 2, Section 1, line 15 by striking therefrom the preposition "on" therein and by inserting in lieu thereof the conjunction "or".

3. Amend the Engrossed Bill, page 3, Section 1, line 38 by inserting after the word "time" and before the preposition "of" therein the punctuation ",".

LEGISLATIVE BILL NO. 59. Replaced on Select File with specific amendments.

Specific amendments to L. B. No. 59:

1. Amend the Engrossed Bill, page 1, title, line 2 by striking all of said title after the preposition "to" therein and by inserting in lieu thereof the following:

"cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants; to provide that the aggregate amount of sewer bonds to be issued in any calendar year in such cities shall not exceed fifty thousand dollars; to provide that the aggregate amount of sewer and water extension warrants to be issued in any calendar year in such cities shall not exceed fifty thousand dollars; to repeal said original section; and to declare an emergency."

LEGISLATIVE BILL NO. 122. Replaced on Select File with specific amendments.

Specific amendments to L. B. No. 122:

1. Amend the Engrossed Bill, page 1, title, line 1 by inserting after the word "amend" therein the following: "Section 44-207, Compiled Statutes of Nebraska, 1929, as amended by".

2. Amend the Engrossed Bill, page 1, title, line 8 by inserting after the word "section" therein the words "as amended".

3. Amend the Engrossed Bill, page 1, Section 1, line 1 by inserting after the word "That" therein the following: "Section 44-207, Compiled Statutes of Nebraska, 1929, as amended by".

4. Amend the Engrossed Bill, page 3, Section 2, line 1 by inserting atfer the word "original" therein the following: "Section 44-207, Compiled Statutes of Nebraska, 1929, as amended by".

LEGISLATIVE BILL NO. 126. Replaced on Select File with specific amendments.

Specific amendments to L. B. No. 126:

1. Amend the Engrossed Bill, page 1, Section 1, line 1 by inserting before the word "Section" therein the word "That".

2. Amend the Engrosesd Bill, page 1, Section 1, line 2 by striking the words "is hereby" therein and by inserting in lieu thereof the word "be".

3. Amend Engrossed Bill, page 1, Section 1, line 3 by inserting immediately preceding the word "Whoever" therein the figures, symbol and punctuation "29-2217".

4. Amend the Engrossed Bill, page 2, Section 2, line 1 by inserting immediately preceding the word "Section" therein the word "That".

5. Amend the Engrossed Bill, page 2, Section 2, line 2 by striking therefrom the words "is hereby" therein and by inserting in lieu thereof the word "be".

6. Amend the Engrossed Bill, page 2, Section 3, line 1 by striking the word "Said" therein and by inserting in lieu thereof the words "That said"; and in said line 1 of said Section 3 of the printed bill strike the word "sections" therein and insert in lieu thereof the word "Sections".

LEGISLATIVE BILL NO. 125. Replaced on Select File with specific amendment.

Specific amendment to L. B. No. 125:

1. Amend the Engrossed Bill, page 1, title, line 4 by striking the word "corporation" and substituting in lieu thereof the word "corporations".

SELECT FILE

LEGISLATIVE BILL NO. 72.

(See Specific amendments as found in the Legislative Journal this day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 37.

(See Specific amendments as found in the Legislative Journal this day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 59

(See Specific amendments as found in the Legislative Journal this day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 122.

(See Specific amendments as found in the Legislative Journal this day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 126.

(See Specific amendments as found in the Legislative Journal this day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 125.

(See Specific amendments as found in the Legislative Journal this day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

REFERRED FOR ENGROSSMENT

LEGISLATIVE BILL NO. 72. Re-referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 37. Re-referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 59. Re-referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 122. Re-referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 126. Re-referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 125. Re-referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 9:30 A. M. Mr. Haycock moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Carl H. Peterson in the Chair.

After some time spent therein, the Committee arose and by its chairman submitted the following report:

LEGISLATIVE BILL NO. 179. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 55. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative

Journal for the Thirty-sixth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 55:

Sec. 12, line 1, printed bill, strike out words "live stock" and after word "all" insert words "cattle, swine, sheep and goats".

Amend the Standing Committee Amendments to said Legislative Bill, mimeographed, Amendment No. 5, by striking that part of said Amendment No. 5 commencing with the word "when" in line 5 down to and including the word "Provided" in line 7 therein and by inserting in lieu thereof the following:

"if the average gross sales made at any live stock sales ring, computed over a period of the preceding twelve months of operation, exceed five thousand dollars per sale, the penal sum of said bond shall be increased so as to equal the amount of said average gross sales, computed as aforesaid: Provided, if no such basis for comparison exists, then the penal sum of said bond shall be fixed in such amount in excess of five thousand dollars as the Director of the Department of Agriculture and Inspection shall determine; and provided further".

Amend Sec. 2 by striking words "stock yards where inspection for health is regularly maintained by the United States Bureau of Animal Industry" in lines 7 and 8, page 2 of printed bill.

Amend Sec. 3, lines 4 and 5 of the printed bill by striking the words "one hundred" after the word "of" and insert in lieu thereof the words "twenty-five".

Insert after the word "to" in section 2, page 2, line 6, printed bill, the following:

"points where live stock is sold at local community sales as defined by the Director of the Department of Agriculture and Inspection."

Amend the printed bill, page 3, Section 4, line 25 by inserting after the word and punctuation "proof." therein the following:

"No license or renewal license to establish or operate a live stock sales ring within the state of Nebraska shall be issued nor shall any duly licensed live stock sales ring within said state continue to operate unless the live stock handled by said live stock sales ring shall be weighed by a weighmaster duly licensed by the Director of the Department of Agriculture and Inspection, to weigh live stock in live stock sales rings in the state of Nebraska. Upon application in writing to said director on or before August 1, 1937, and annually thereafter, accompanied by a permit fee of one dollar, the director shall issue annual licenses to such weighmasters. Subject to the conditions of Section 8 of this Act, the director may summarily dismiss any weighmaster employed at any live stock sales ring at any time. The moneys arising from permit fees of weighmasters shall be deemed and considered occupation tax and not license money and shall be treated as occupation tax.

Title. Amend the printed bill, title, page 1, line 7 by inserting after the word and punctuation "moneys;" therein the following:

"to provide that all live stock sales rings shall employ weighmasters licensed by the Director of the Department of Agriculture and Inspection;".

Amend page 6, Sec. 13, line 1, printed bill, by striking the words "live stock" and by inserting in lieu thereof the words "cattle, swine, sheep and goats".

Amend Sec. 13, line 7, by inserting the word "such" after the word "no" and before the word "live".

Add new section as Sec. 19. Whenever the Director of the Department of Agriculture and Inspection finds that live stock sales rings located at stockyards which are now posted as stockyards by the Director of Agriculture of the United States under and pursuant to the terms and provisions of the Packers and Stockyards Act, 1921 (42 U. S. Statutes at Large P. 159) and laws amendatory thereof, are already rendering and performing services required under the various sections of this Act, in order to avoid duplication regarding these matters, the Director of the Department of Agriculture and Inspection need not enforce said sections of the Act, but this section shall in no way or manner authorize cancellation of license fee under this Act. Renumber sections accordingly.

Amend line 4, Sec. 2, page 2, by inserting the word "association" after the word "partnership".

On page 6, Sec. 13, line 14, after the word "and" strike "remitted to the Department of Agriculture and Inspection" and insert in lieu theerof "paid direct to the veterinarian in charge of rendering the service at such live stock sales ring".

In line 1, Sec. 15, page 7, strike the words "and all fees".

(Signed) CARL H. PETERSON, Chairman.

The report was adopted.

MOTION—To Adjourn

At 12:40 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FORTY-FOURTH DAY

Legislative Chamber,

Lincoln, Nebraska, March 4, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Comstock and except Hall, Regan and Schultz who were excused.

The Journal for the Forty-third Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Norton, Mr. Brodecky, Mr. Knickrehm, Mr. Reynolds, Mr. Pizer, Mr. Carlson, Mr. Slepicka, opposing L. B. No. 97; Mr. Carpenter, Mr. Ashmore, Mr. Hall, Mr. Carlson, Mr. Murphy, opposing L. B. No. 50.

COMMUNICATIONS

A letter was read from Congressman Charles G. Binderup, acknowledging receipt of the resolution in regard to the anti-lynching law and the resolution concerning reorganization of the federal courts.

NOTICE OF COMMITTEE HEARINGS

Appropriations

L. B. No. 279, Wednesday, March 10, 1937, 2:00 P. M.

Banking and Insurance

L. B. No. 316, Wednesday, March 10, 1937, 2:00 P. M.

L. B. No. 369, Friday, March 12, 1937, 2:00 P. M.
L. B. No. 276, Friday, March 12, 1937, 2:00 P. M.
L. B. No. 277, Friday, March 12, 1937, 2:30 P. M.
L. B. No. 278, Friday, March 12, 1937, 2:30 P. M.
L. B. No. 526, Wednesday, March 17, 1937, 2:00 P. M.

Drainage, Irrigation and Water Power

L. B. No. 489, Wednesday, March 10, 1937, 2:00 P. M.
L. B. No. 491, Wednesday, March 10, 1937, 2:00 P. M.
L. B. No. 492, Wednesday, March 10, 1937, 2:00 P. M.
L. B. No. 493, Wednesday, March 10, 1937, 2:00 P. M.

HEARING CONTINUED

Upon request of Mr. Dafoe, the introducer, hearing on L. B. No. 497 continued to Wednesday, March 10, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

PRESENTED TO GOVERNOR

March 2, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 4:50 P. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 49.
LEGISLATIVE BILL NO. 552.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Drainage, Irrigation and Water Power

LEGISLATIVE BILL NO. 404. Placed on General File.
LEGISLATIVE BILL NO. 528. Indefinitely postponed.

(Signed) HARRY L. PIZER, Chairman.

Banking and Insurance

LEGISLATIVE BILL NO. 52. Placed on General File with amendments.

Standing Committee amendments to L. B. 52:

1. Amend the printed bill, page 1, Section 1, line 1 by striking therefrom the following:

"8-501, C. S. Supp.," and by inserting in lieu thereof the following:

"1, Chapter 17, Session Laws of Nebraska,".

2. Amend the printed bill, page 1, Section 1, line 3 by striking therefrom the figures, symbol and punctuation "8-501" and by inserting in lieu thereof the following: "Section 1."

3. Amend the printed bill, page 1, Section 2, line 1 by striking therefrom the following: "8-502, C. S. Supp.," and by inserting in lieu thereof the following:

"2, Chapter 17, Session Laws of Nebraska,".

4. Amend the printed bill, page 1, Section 2, line 3 by striking therefrom the figures, symbol and punctuation "8-502" and by inserting in lieu thereof the following: "Sec. 2."

5. Amend the printed bill, page 2, Section 3, line 1 by striking therefrom the following:

"8-501 and 8-502, C. S. Supp.," and by inserting in lieu thereof the following:

"1 and 2, Chapter 17, Session Laws of Nebraska,".

6. Amend the printed bill, page 2, Section 4, line 1 by striking therefrom the word "act" and by inserting in lieu thereof the word "Act".

7. Amend the printed bill, page 1, title, line 2 by striking therefrom the following: "8-501 and 8-502, C. S. Supp.," and by inserting in lieu thereof the following:

"1 and 2, Chapter 17, Session Laws of Nebraska,".

8. Amend the printed bill, page 1, Caption "Introduced by" by striking all of said caption commencing with the word "Senators" therein and by inserting in lieu thereof the following:

"Leland R. Hall of Adams, John Knickrehm of Hall and Roy W. Johnson of Buffalo."

LEGISLATIVE BILL NO. 53. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 53:

1. Amend the printed bill, page 1, Section 1, line 1 by striking therefrom the following: "C. S. Supp., 1935,"; and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, as amended by Section 3, Chapter 14, Sesison Laws of Nebraska, 1935,".

2. Amend the printed bill, page 3, Section 2, line 1 by striking therefrom the following: "C. S. Supp., 1935"; and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, as amended by Section 3, Chapter 14, Session Laws of Nebraska, 1935,".

3. Amend the printed bill, page 1, title, line 2 by striking therefrom the following:

"C. S. Supp., 1935,"; and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, as amended by Section 3, Chapter 14, Session Laws of Nebraska, 1935,".

4. Amend the printed bill, page 1, title, line 5 by inserting after the word "section" therein the following: "as amended".

5. Amend the printed bill, page 1, Caption "Introduced by" by striking all of said caption commencing with the word "Hall" therein and by inserting in lieu thereof the following:

"Leland R. Hall of Adams, John Knickrehm of Hall and Roy W. Johnson of Buffalo."

LEGISLATIVE BILL NO. 227. Placed on General File.

(Signed) LELAND R. HALL, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 73. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 73:

Section 1, line 38 of the printed bill, line 44 of the original bill, strike the words "as will" and substitute therefor the preposition "to".

Line 38 of the printed bill, line 45 of the original bill, insert the word "the" after the word "and" before the word "council".

Line 1 of the original and printed bill, strike "17-515, C. S. Supp." and substitute therefor "2, Chapter 140, Session Laws of Nebraska".

Section 2, line 1 of the original and printed bill, strike "17-515, C. S. Supp." and substitute therefor "2, Chapter 140, Session Laws of Nebraska".

Amend Standing Committee amendments, line 1, by striking "is" and inserting "be" in lieu thereof.

Strike the word "Senators" in the introducing clause.

Amend the title to the original and printed bill by striking from line 1 thereof "17-515, C. S. Supp." and inserting "2, Chapter 140, Session Laws of Nebraska" in lieu thereof.

LEGISLATIVE BILL NO. 58. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 58:

Capitalize the word "State" wherever it appears in apposition to Nebraska.

Wherever numbers are spelled out in the bill, pertaining to a sum of money, capitalize each word and after the word "Dollars" put the figures in parenthesis.

Wherever the figures "1935" appear in the bill, insert "1933" in lieu thereof.

Section 1, line 42 of the printed bill, line 57 of the original bill, strike the word "Secretary" and insert "Director" in lieu thereof.

Line 49 of the printed bill, line 66 of the original bill, strike the word "Secretary" and insert "Director" in lieu thereof.

Strike the word "Senator" in the introducing clause.

Section 1, line 20 of the printed bill, line 26 of the original bill, after the word "the" strike the rest of the sentence, and insert in lieu thereof the following: "company shall have fully complied with the provisions of this section."

Section 3, line 2 of the printed bill, line 2 of the original bill, place a comma after the word "effect".

LEGISLATIVE BILL NO. 220. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 220:

Wherever numbers are spelled out in the bill, pertaining to a sum of money, capitalize each word and after the word "Dollars" put the figures in parenthesis.

Capitalize the word "State" when used in apposition to Nebraska.

Section 2, line 11 of the printed bill, line 15 of the original bill, strike the word "said" before the word "base" and substitute therefor the word "the".

Section 3, line 8 of the printed bill, line 10 of the original bill, place a comma after the word "of" before the word "but" and before the word "the".

LEGISLATIVE BILL NO. 117. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 117:

Strike the figure "1935" and insert the figure "1933" in lieu thereof wherever the same appears in the bill.

Strike out the word "Senator" in the introducing clause.

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

March 3rd, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 49
Legislative Bill No. 552

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 78. Re-referred to Select File with specific amendments.

Specific amendments to L. B. No. 78:

1. Amend the Engrossed Bill, page 1, title, line 1 by inserting after the word "amend" therein the following: "Section 8-142, C. S. Supp., 1933, as amended by".

2. Amend the Engrossed Bill, page 1, title, line 6 by inserting after the word "section" therein the following: "as amended".

3. Amend the Engrossed Bill, page 1, Section 1, line 1 by inserting after the word "That" therein the following: "Section 8-142, C. S. Supp., 1933, as amended by".

4. Amend the Engrossed Bill, page 2, section 2, line 1 by inserting after the word "original" therein the following: "Section 8-142, C. S. Supp., 1933, as amended by".

LEGISLATIVE BILL NO. 79. Re-referred to Select File with specific amendments.

Specific amendments to L. B. No. 79:

1. Amend the Engrossed Bill, page 1, title, lines 1 and 2 by striking therefrom words and punctuation as follows: "Compiled Statutes of Nebraska," therein and by inserting in lieu thereof the following: "C. S. Supp.,".

2. Amend the Engrossed Bill, page 1, Section 1, lines 1 and 2 by striking therefrom words and punctuation "Compiled Statutes of Nebraska," therein and by inserting in lieu thereof the following: "C. S. Supp.,".

LEGISLATIVE BILL NO. 80. Re-referred to Select File with specific amendments.

Specific amendments to L. B. No. 80:

1. Amend the engrossed bill, page 1, title, line 1 by inserting after the word "amend" therein the following: "Section 77-2601, C. S. Supp., 1933, as amended by".

2. Amend the Engrossed Bill, page 1, title, line 11 by inserting after the word "section" therein the words "as amended".

3. Amend the Engrossed Bill, page 1, Section 1, line 1 by inserting after the word "That" therein the following: "Section 77-2601, C. S. Supp., 1933, as amended by".

4. Amend the Engrossed Bill, page 2, Section 2, line 1 by inserting after the word "original" therein the following: "Section 77-2601, C. S. Supp., 1933, as amended by".

LEGISLATIVE BILL NO. 72.	Correctly engrossed.
LEGISLATIVE BILL NO. 37.	Correctly engrossed.
LEGISLATIVE BILL NO. 59.	Correctly engrossed.
LEGISLATIVE BILL NO. 122.	Correctly engrossed.
LEGISLATIVE BILL NO. 126.	Correctly engrossed.
LEGISLATIVE BILL NO. 125.	Correctly engrossed.

LEGISLATIVE BILL NO. 20. Correctly enrolled.
LEGISLATIVE BILL NO. 101. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON THIRD READING

The following bill was read the third time and put upon passage:

LEGISLATIVE BILL NO. 75.

A Bill for an Act to amend Section 29-801, Compiled Statutes of Nebraska, 1929; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Comstock
Hall
Pizer
Regan
Schultz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—To Reconsider Action on L. B. 158

Mr. President: I move that we reconsider our action on L. B. No. 158 and that said bill be placed on Third Reading File for future consideration.

(Signed) WORTHING.

A Call of the Legislature was ordered.

The Call was raised.

A vote was taken on the motion.

Voting in the affirmative 28.

Voting in the negative 9.

Not voting, 6.

The motion prevailed.

STATEMENT—Re: State Assistance Funds

Request was made and unanimous consent granted to place the following statement in the Legislative Journal:

The following statement represents the total money disbursed from the State Assistance funds, exclusive of any moneys paid for direct relief, during the quarterly period beginning with October 1, 1936 and ending December 31, 1936:

	State Funds	Federal Funds	Total
Old Age Assistance	$607,723.70	$607,253.69	$1,214,977.39
Blind Assistance	12,444.11	14,083.14	26,527.25
Dependent Children Assistance	134,045.51	59,379.97	193,425.48
County Administration Expenses	28,027.28	21,053.19	49,080.47
Crippled Children Funds	4,514.25	4,064.99	8,579.24
Child Welfare Funds	1,791.09	5,766.88	7,557.97
State Administration Expenses	22,035.18	....	22,035.18
Total	$810,581.12	$711,601.86	$1,522,182.98

I, Harry Bane, Assistant Director of State Assistance, on oath state the above to be true and correct.

HARRY BANE

Subscribed and sworn to on this 4th day of March, 1937, before me, Mrs. Blanche L. Shurtleff, a Notary Public in and for Lancaster County, Nebraska, duly appointed and qualified.

BLANCHE L. SHURTLEFF.

SEAL.

SELECT FILE

LEGISLATIVE BILL NO. 78.

(See Specific amendments as found in the Legislative Journal this day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 79.

(See Specific amendments as found in the Legislative Journal this day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 80.

(See Specific amendments as found in the Legislative Journal this day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

Re-referred for Engrossment

LEGISLATIVE BILL NO. 78.	Re-referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 79.	Re-referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 80.	Re-referred to Committee on Enrollment and Review for engrossment.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed

LEGISLATIVE BILL NO. 20.
LEGISLATIVE BILL NO. 101.

COMMITTEE OF THE WHOLE

At 9:35 A. M. Mr. Carsten moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Ashmore in the Chair.

After some time spent therein, the Committee arose and by its chairman submitted the following report:

LEGISLATIVE BILL NO. 15.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 14.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Thirty-ninth Day. These amendments were adopted in Committee of the Whole, except the amendments to Paragraph (g) of Sec. 14, Sec. 16. and Sec. 17)

Committee of the Whole amendments to L. B. No. 14:

Amend the printed bill, page 2, Section 2, line 23 by inserting after the word and punctuation "evaluation," and before the word "planning" the following: "except real estate appraisals,".

Amend the printed bill, page 9, Section 14, by adding thereto a sub-section (g) as follows:

(g) Nothing contained in this act shall apply to the operation, maintenance, additions, reconstruction or repair of canals, laterals, ditches or distribution lines of Rural Public Power Districts, Public Power and Irrigation Districts, Mutual Canals, combined public power and irrigation companies, or private irrigation canals."

Amend the printed bill, page 10, Section 16, line 2, by inserting after the word and punctuation "subdivisions," the following: "except as provided in Section 14 hereof,"

Amend the printed bill, page 10, Section 16, line 9 by striking therefrom the words "three thousand ($3,000)" and inserting therefor the following: "ten thousand ($10,000)"

Amend the printed bill, page 10, by striking therefrom all of Section 17.

Amend No. 10 of the Standing Committee amendments by inserting after the word "owned" and before the word "residential" in line 2, the words "potato cellars or".

Amend No. 10 of the Standing Committee amendment by striking the punctuation "." after the word "ground" and inserting the following ", and the construction cost thereof is twenty thousand dollars or more".

LEGISLATIVE BILL NO. 67. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 198. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 211. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Fortieth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 273. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in Legislative Journal for the Fortieth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 97. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 123. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE RESOLUTION NO. 4. Referred to Committee on Enrollment and Review for review with amendment.

(See Standing Committee amendment as found in Legislative Journal for the Forty-first Day. This amendment was adopted in Committee of the Whole)

(Signed) HUGH B. ASHMORE, Chairman.

The report was adopted.

MOTION—To Re-refer L. B. No. 373

Mr. President: I move that L. B. No. 373 be re-referred from the Committee on Public Highways and Bridges to Committee on Revenue.

(Signed) FROST.

The motion was lost.

MOTION—To Send Flowers to Mr. Schultz

Mr. President: I move that the Clerk be instructed to send flowers to Mr. Schultz, who is ill.

(Signed) EMIL E. BRODECKY.

The motion prevailed unanimously.

Mr. Ashmore was excused for March 5.

Mr. Gantz was excused for March 8.

Mr. Armstrong was excused for March 8 and 9.

MOTION—To Adjourn

At 12:50 P. M. on motion of Mr. Brady the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FORTY-FIFTH DAY

Legislative Chamber,

Lincoln, Nebraska, March 5, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Comstock, and except Hall, Regan and Schultz who were excused.

The Journal for the Forty-fourth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Wells, Mr. Pizer, Mr. Nuernberger, favoring L. B. No. 138; Mr. Carlson, Mr. Gantz, opposing L. B. No. 50; Mr. Hall, Mr. Brady, Mr. Wells, oposing L. B. No. 97; Mr. Brandt, favoring L. B. No. 97; John B. Peterson, opposing L. B. No. 177; Mr. Jurgensen, favoring the Child Labor Amendment.

Upon request Mr. Neubauer was excused after 10:00 o'clock.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. No. 363, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 464, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 476, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 470, Thursday, March 11, 1937, 2:00 P. M.

Public Health and Miscellaneous Subjects

L. B. No. 309, Tuesday, March 9, 1937, 2:00 P. M.
L. B. No. 345, Tuesday, March 9, 1937, 2:00 P. M.
L. B. No. 435, Tuesday, March 9, 1937, 2:00 P. M.
L. B. No. 168, Tuesday, March 9, 1937, 2:00 P. M.
L. B. No. 279, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 485, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 280, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 281, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 365, Thursday, March 11, 1937, 2:00 P. M.

Public Highways and Bridges

L. B. No. 9, Thursday, March 11, 1937, 2:00 P. M.
L. B. No. 384, Thursday, March 11, 1937, 2:30 P. M.
L. B. No. 354, Thursday, March 11, 1937, 2:45 P. M.
L. B. No. 313, Thursday, March 11, 1937, 3:00 P. M.

STANDING COMMITTEE REPORTS

Public Highways and Bridges

LEGISLATIVE BILL NO. 373. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 373

(Note: Capital letters indicate stricken matter. Black face type indicates new matter)

1. Amend the printed bill, pages 1, 2, 3 and 4 by striking all of the body of said printed bill after the enacting clause on page 1 and by inserting in lieu thereof the following:

"Section 1. That Section 66-405, C. S. Supp., 1933, as amended by Section 1, Chapter 16, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

66-405. Every dealer who is now engaged or who may hereafter engage, in his own name or in the name of others, or in the name of his representatives or agents in this state, in the sale, distribution and use of motor vehicle fuels, shall render and have on file with the Department of Agriculture and Inspection by the fifteenth day of each calendar month, beginning with the fifteenth day of the first month after this ACT **Act** shall become effective, on forms prescribed, prepared and furnished by said Department of Agriculture and Inspection, a sworn statement of the number of gallons of motor vehicle fuels, to be based on capacity of container, received, imported and unloaded and emptied or caused to be received or imported and unloaded and emptied by such dealer in the state of Nebraska, and the number of gallons of motor vehicle fuels produced, refined, manufactured, blended or compounded by such dealer within the state of Nebraska, during the preceding calendar month, defining the nature of such motor vehicle fuel which statement shall be sworn to by a resident of the state of Nebraska, who is a principal officer, general agent, managing agent, attorney-in-fact, chief accountant, or owner, and in addition to the tax now provided for by law shall at the time said statement is filed pay a tax of five cents per gallon upon all motor vehicle fuels, as shown by such statement, remitting said tax to said Department of Agriculture and Inspection, who shall receipt the dealer therefor, and pay to the STATE state Treasurer, daily, all of the money drafts, checks, post office money orders, express money orders, or other mediums of exchange thus received. **Such sworn statements shall be entitled to be received in evidence in all courts of this state and shall be prima facie evidence of the facts therein stated.** The Department of Agriculture and Inspection shall have authority to adjust all errors on payment, and to authorize refund of tax paid on motor vehicle fuel destroyed by fire or act of God, or used and consumed by the United States government or its agencies, and to authorize a refund equal to the per gallon tax imposed by this state on sales of motor vehicle fuels purchased by dealers in this state, on which tax was paid to this state, but such motor vehicle fuels were sold in a state other than Nebraska, and to issue vouchers THEREFORE **therefor**: Provided, such dealer shall be entitled to a shrinkage of three per cent of the number of gallons, to be based on capacity of container, of motor vehicle fuels received or imported, produced, refined, manufactured, blended or compounded by him, as shown by such report at the point where the car or container comes to rest or is unloaded within the state of Nebraska. If any such dealer neglects or refuses to file the return due for any month, or to pay the tax herein provided, due for any month, within the time prescribed for the filing of such return or the payment of such tax, as above provided, there shall automatically accrue a penalty equal to one-half of one cent on each gallon of motor vehicle fuel received or imported, and unloaded and emptied, produced, refined, manufactured, blended or compounded during the time for which such dealer failed, neglected or refused to file the return or pay such tax, the amount of which penalty shall in no case be less than twenty-five dollars: PROVIDED, THAT, IN THE EVENT OF STATEWIDE SUSPENSION OF BANKING FACILITIES BY EXECUTIVE ORDER OR LEGISLATIVE ENACTMENT, ON THE DATE SUCH TAX PAYMENTS ARE DUE, THE DATE OF PAYMENT THEREOF SHALL BE DEFERRED TO FIVE DAYS AFTER REVOCATION OF SUCH ORDER OR ENACTMENT.

If no motor vehicle fuel was received or imported and unloaded and emptied, produced, refined, manufactured, blended or compounded, a penalty of twenty-five dollars shall be assessed against such dealer for failure to make a return setting forth such fact; PROVIDED: **Provided,** that the amount of the tax hereby imposed shall be reduced to four cents per gallon after FEBRUARY 28, 1937 **June 30, 1939.**

Sec. 2. That Section 66-416, C. S. Supp., 1933, as amended by Section 2, Chapter 16, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

66-416. There is hereby levied and imposed an excise tax of five cents per gallon upon the use of all motor vehicle fuels, as defined by Chapter 66, Compiled Statutes of Nebraska, 1929, as amended, used in this state, except **such** motor vehicle fuels upon and as to which a tax of five cents per gallon is imposed and due the STATE **state** of Nebraska under the provisions of ARTICLE 4, CHAPTER 66, **Section 66-405,** Compiled Statutes of Nebraska, 1929, as amended. Users of motor vehicle fuels subject to taxation under this section shall be allowed the same exemptions, deductions, **and** rights of reimbursement as are authorized and permitted by SECTIONS 66-405 AND 66-416, COMPILED STATUTES SUPPLEMENT, 1933, AS AMENDED BY THIS ACT AND BY SECTIONS 66-417, 66-418, 66-419 AND 66-420, COMPILED STATUTES SUPPLEMENT, 1933; PROVIDED **Section 66-405, Compiled Statutes of Nebraska, 1929, as amended: Provided,** that the amount of the tax hereby imposed shall be reduced to four cents per gallon after FEBRUARY 28, 1937 **June 30, 1939.**

Sec. 3. That Section 3, Chapter 16, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 3. UNTIL MARCH 1, 1937 ONE-FIFTH OF THE **Until June 30, 1939, one-tenth of the** net proceeds of the taxes imposed by Sections ONE **1** and TWO **2** of this Act shall be credited and shall inure to the STATE ASSISTANCE **Gasoline Tax** Fund of the state of Nebraska, AND THE BALANCE THEREOF SHALL BE DISPOSED OF ACCORDING TO LAW **as provided in Section 4 of this Act.**

Sec. 4. That Section 66-411, C. S. Supp., 1933, be amended to read as follows:

66-411. All sums of money received under this Act by the STATE **state** Treasurer shall be placed by him in a fund to be known as the Gasoline HIGHWAY **Tax** Fund, OUT OF WHICH FUND THERE SHALL BE APPROPRIATED SUCH SUM AS MAY BE NECESSARY

TO ADMINISTER AND CARRY OUT THE PROVISIONS OF THIS ACT, RELATING TO THE COLLECTION OF SAID TAX. THREE-EIGHTHS (⅜) OF THE BALANCE REMAINING IN SAID FUND. **Until June 30, 1939, ten per cent of said fund shall be credited and shall inure to the State Assistance Fund; thirty per cent of said fund** shall be, by the STATE **state** Treasurer, upon the first day of each month transferred to the various county treasurers of the state in the proportion that the total motor vehicle registration of the county bears to the total motor vehicle registration of the state, computed on the basis of the AUTOMOBILE **motor vehicle** registration for the previous calendar year, SAID . **Said** moneys, so transferred to the COUNTY TREASURER **various county treasurers** shall be allocated as follows: (1) Ten per cent (10%) to be credited to the road fund of the cities and incorporated villages within said county in the proportion that the total population of each city or village, based on the 1930 **last** federal census, bears to the total population of all the cities OR **and** incorporated villages within said county, and the sum of money so allocated shall be used solely by SUCH CITIES OR INCORPORATED VILLAGES **each city or incorporated village** for constructing street improvements; and (2) Twenty per cent (20%) to be credited to the county bridge fund, and if any portion thereof be not required for bridges it shall be used to pay the interest on and to retire any outstanding county road or highway construction bonds of the county, and the balance thereof, if any, shall be credited to the county road fund; and (3) The remainder, seventy per cent (70%), to be credited to the county road fund, to be used by the COUNTY BOARD **county board** for the purpose of maintaining, grading, graveling, regraveling, claying, littering, oiling or paving and for no other purpose whatsoever: Provided, that thirty-five per cent (35%) of the money so transferred shall, UPON RESOLUTION OF THE COUNTY BOARD, be used by the county treasurer to pay the interest on and retire any existing or outsanding county Highway Construction Bonds, and the balance, if any, shall be credited to the county road fund. **The county board of any county may, by agreement with the State Engineer for the Department of Roads and Irrigation, authorize the use of any of said funds allocated to the county road fund of said county to match any funds made available by the United States for use on roads not a part of the federal highway system in said county, and, in the event of such an agreement the said county shall pay from said funds so allocated the cost of any preliminary survey and other incidental expenses involved in laying out said roads whether or not matched by the United States when the State Engineer for the Department of Roads and Irrigation is not reimbursed for the cost by the United States. It shall be the duty of the State Engineer for the Department of Roads and Irrigation to administer the funds so made available in**

said county and to supervise the improvement, construction, and maintenance of said roads therein. The state Treasurer shall deduct from said county's allotment of the Gasoline Tax Fund and shall credit to the proper fund of the Department of Roads and Irrigation any sums of moneys authorized in said agreements and the State Engineer for the Department of Roads and Irrigation shall use said moneys for the purposes above set forth in accordance with said agreements. The BALANCE REMAINING IN **remainder of** said FUND **Gasoline Tax Fund** shall be, by the STATE state Treasurer, transferred on the first day of each month to the **proper fund of** the Department of PUBLIC WORKS **Roads and Irrigation,** which sum shall be, by THE **said** DEPARTMENT PLACED IN THREE SPECIAL FUNDS AND BY SAID DEPARTMENT EXPENDED FOR THE SPECIFIC USES AND PURPOSES AS FOLLOWS: (A) ONE SUCH SPECIAL FUND SHALL CONSIST OF ONE-SIXTH OF THE FUND SO TRANSFERRED TO SAID DEPARTMENT BY THE STATE TREASURER AND SHALL BE USED BY THE DEPARTMENT FOR THE CONSTRUCTION AND IMPROVEMENT, INCLUDING THE GRADING AND GRAVELING OF SUCH FEDERAL OR STATE HIGHWAYS, AND INCLUDING THE CONSTRUCTION OF SUCH BRIDGES THEREON, AS THE DEPARTMENT, SHALL, IN ITS DISCRETION, DETERMINE SHALL BE FOR THE BEST INTERESTS OF THE STATE. (B) ONE SUCH SPECIAL FUND SHALL CONSIST OF ONE-SIXTH OF THE FUND SO TRANSFERRED TO SAID DEPARTMENT BY THE STATE TREASURER AND MAY BE USED BY THE DEPARTMENT IN CONJUNCTION WITH FEDERAL AID MONEY FOR PAVING WHERE, IN THE JUDGMENT OF THE DEPARTMENT, GRAVEL IS NOT ADEQUATE TO PROPERLY HANDLE THE TRAFFIC. (C) THE OTHER SUCH SPECIAL FUND SHALL CONSIST OF THE BALANCE REMAINING OF THE FUND SO TRANSFERRED TO SAID DEPARTMENT BY THE STATE TREASURER AND SHALL BE USED FOR THE IMPROVEMENT INCLUDING CONSTRUCTION AND MAINTENANCE OF THE STATE AND FEDERAL HIGHWAY SYSTEM AS CONTEMPLATED IN SECTION 39-1404, C. S. SUPP., NEB., 1931, AS AMENDED BY SECTION 2 (C. S. SUPP., 1933, 39-1404), SENATE FILE NO. 15, LAWS OF NEBRASKA, 1933, AND IN SECTION 39-1412, COMPILED STATUTES OF NEBRASKA, 1929, AND MAY BE USED IN CONJUNCTION WITH FEDERAL AID MONEY AND WHEN SO USED SHALL BE EXPENDED IN COMPLIANCE WITH SECTION 39-1425, COMPILED STATUTES OF NEBRASKA, 1929, AND SHALL BE APPORTIONED TO THE CREDIT OF THE SEVERAL COUNTIES OF THE STATE FOR IMPROVING THE STATE AND FEDERAL HIGHWAY SYSTEM WITHIN THE COUNTIES AS FOLLOWS: ONE-THIRD IN THE RATIO WHICH THE AREA OF EACH COUNTY BEARS TO THE TOTAL AREA OF THE STATE; ONE-THIRD IN THE RATIO WHICH THE MILEAGE OF RURAL DE-

LIVERY AND STAR ROUTES IN EACH COUNTY BEARS TO THE TOTAL MILEAGE OF RURAL DELIVERY AND STAR ROUTES IN THE STATE; ONE-THIRD IN THE RATIO WHICH THE POPULATION OF EACH COUNTY BEARS TO THE TOTAL POPULATION OF THE STATE. THE RATIO OF POPULATION BETWEEN THE COUNTIES SHALL BE DETERMINED BY THE NUMBER OF VOTES CAST IN THE RESPECTIVE COUNTIES FOR GOVERNOR AT THE GENERAL ELECTION OF 1932. **department, expended for the specific uses and purposes as follows: For acquiring real estate, road materials, equipment and supplies to be used in the construction, reconstruction, improvement and maintenance of federal or state highways; for the construction, reconstruction, improvement and maintenance of federal or state highways including grading, drainage structures, surfacing, roadside development including landscaping, and other incidentals necessary for proper completion and protection of federal or state highways as the department shall, after investigation find and determine shall be for the best interests of the highway system of the state, either independent of or in conjunction with federal aid money for highway purposes; and for planning studies in conjunction with federal highway funds for the purpose of analyzing traffic problems and financial conditions and problems relating to state, county, township, municipal, federal and all other roads in the state: Provided, that after June 30, 1939, forty per cent of the Gasoline Tax Fund shall be transferred by the state Treasurer to the various county treasurers of the state in the same manner and for the same uses and purposes, as are hereinabove provided, and the balance remaining in said fund shall be transferred to the proper fund of the Department of Roads and Irrigation in the same manner and for the same uses and purposes, as are hereinabove provided; and provided further, after June 30, 1939, no part of said Gasoline Tax Fund shall be transferred to any fund of the state, created or which may be created by any assistance, relief or welfare act of this state.**

Sec. 5. That said original Section 66-405, C. S. Supp., 1933, as amended by Section 1, Chapter 16, Session Laws of Nebraska, 1935, Special, is hereby repealed; that said original Section 66-416, C. S. Supp., 1933, as amended by Section 2, Chapter 16, Session Laws of Nebraska, 1935, Special, is hereby repealed; that said original Section 66-411, C. S. Supp., 1933, is hereby repealed; and that Section 66-420, C. S. Supp., 1933, is hereby repealed.

Sec. 6. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval according to law.".

2. Amend the printed bill, page 1, title by striking all of said

title after the word and punctuation "Special;" in line 5 therein and by inserting in lieu thereof the following:

" to amend Section 3, Chapter 16, Session Laws of Nebraska, 1935, Special; and to amend Section 66-411, C. S. Supp., 1933, relating to motor vehicle fuels; to provide for the collection of taxes levied upon the sale and distribution, and upon the use, thereof by the Department of Agriculture and Inspection; to authorize the Department of Agriculture and Inspection to collect said tax; to provide that the Department of Agriculture and Inspection shall enforce the provisions of this Act; to abolish the Gasoline Highway Fund; to create the Gasoline Tax Fund; to provide that dealers shall remit to said department the full amount of the tax so due; to impose a tax of five cents per gallon upon the sale, distribution, importation, manufacture, blending and use of motor vehicle fuels commencing at the effective date of this Act until June 30, 1939; to provide that one-tenth of the net proceeds of said taxes shall be credited and shall inure to the State Assistance Fund until and including June 30, 1939; to provide for the allocation and expenditure of the balance of the net proceeds of said taxes until and including June 30, 1939; to impose a tax of four cents per gallon upon the sale, distribution, importation, manufacture, blending and use of motor vehicle fuels subsequent to June 30, 1939; to provide for the allocation and expenditure of the net proceeds of said taxes subsequent to June 30, 1939; to provide penalties for the violation of this Act; to repeal said original sections, as amended; to repeal said original sections; to repeal Section 66-420, C. S. Supp., 1933; and to declare an emergency.".

FRANK S. WELLS, Chairman.

Commerce and Communications

LEGISLATIVE BILL NO. 50. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 50:

Section 2, of printed bill, Line 18, after the word "them" where it appears for the second time, insert the words "or their agents or employees".

Section 2, Line 21, after the word "them." add the following: "(c) Those using such vehicles for the transportation, sale and delivery at retail of any particular group of products having a common trade-mark, trade-name or brand as agents, employees or retail dealers of the manufacturers or wholesale distributors of such products through whom they market the same."

Section 3, Line 2, insert after the word "structure" the words "either owned in fee or leased".

Section 8, Line 2, strike the words "one hundred" and insert in lieu thereof the words "twenty-five".

Section 9, Line 2, strike the word "fifty" and insert in lieu thereof the word "ten".

Section 10, Line 4, strike the words "one thousand" and insert in lieu thereof the words "two hundred fifty".

Section 10, Line 6, strike the word "and" and insert after the word "measures," the words "and grades,". Also, insert a comma after the word "weights".

Section 10, Line 8, insert a comma after the word "weight", strike the word "and", and insert after the word "mesaure," the words "and grade,".

(Signed) JOHN KNICKREHM, Vice-chairman.

PRESENTED TO GOVERNOR

March 5, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 9:20 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 20.
LEGISLATIVE BILL NO. 101.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 75.	Correctly enrolled.
LEGISLATIVE BILL NO. 78.	Correctly engrossed.
LEGISLATIVE BILL NO. 79.	Correctly engrossed.
LEGISLATIVE BILL NO. 80.	Correctly engrossed.
LEGISLATIVE BILL NO. 68.	Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 68:

I. Amend the original bill, page 1, Caption "Introduced by" by striking therefrom the word "Senators" therein.

II. Amend the printed bill, page 2, Section 1, line 33 by inserting after the word **"that"** therein the following:

"the local governing body of said city shall notify in writing or cause to be notified in writing non-occupying owners of premises or their agents whenever their tenants or lessees are sixty days delinquent in the payment of water rent, and thereafter";

and in said line 33 of said section strike the word **"any"** therein and insert in lieu thereof the word **"said";**

and in said line 33 insert after the word "estate" and before the preposition **"within"** the following: **"or his agent";** and srike the Committee of the Whole Amendment.

LEGISLATIVE BILL NO. 124. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 124:

I. Amend the original bill, page 1, Caption "Introduced by" by striking therefrom the word "Senator".

II. Amend the printed bill, page 1, Caption "Introduced by" by striking therefrom the words "Neubauer of Harlan" and by inserting in lieu thereof the following:

"Frank J. Brady of Holt".

LEGISLATIVE BILL NO. 161. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 161:

Paragraph 2 of the preamble, line 8 of the printed bill, line 10 of the original bill, insert "and" before the word "said".

Paragraph 4 of the preamble, line 2 of the printed bill, line 3 of the original bill, insert ", said land" after "1936".

Line 2 of the printed bill, line 3 of the original bill, insert a comma after "1935".

Paragraph 6 of the preamble, line 3 of printed bill, line 3 of the original bill, insert "and" before "demand". Insert "therefor," after "demand". Line 4 of the printed bill, insert a comma after the word "Nebraska".

Paragraph 9 of the preamble, last line, insert commas before and after "THEREFORE".

Amend the title of the original and printed bill as follows:

Line 3 of the printed bill, line 4 of the original bill, strike "or assignee in writing".

Line 5 of the printed bill, line 6 of the original bill, strike all commencing with the word "for" down to the word "to", in line 18 of the printed bill and line 28 of the original bill.

Strike the word "Senator" in the introducing clause.

Capitalize the word "State" when used in apposition to "Nebraska".

Paragraph 7 of the preamble, line 4 of the original bill, lines 3 and 4 of the printed bill, capitalize the words "Two Thousand Dollars" and after the word "Dollars" insert "($2,000.00)".

LEGISLATIVE BILL NO. 27. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 27:

Title, line 3 of the printed bill, line 4 of the original bill, insert capital letters in lieu of first case letters in the words "district court".

Line 14 of the printed bill, line 20 of the original bill, insert "if any such appear," after "Nebraska,".

Lines 15 and 16 of the printed bill, line 23 of the original bill, capitalize "attorney general".

Capitalize the word "Act" wherever it appears in reference to the bill.

Preamble, line 4 of the printed bill, line 5 of the original bill, strike the capital letter "V" in the word "Village" and substitute therefor the case letter "v".

Strike the word "Senator" in the printed bill in the introducing clause.

LEGISLATIVE BILL NO. 77. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 77:

I. Amend the printed bill, page 1, Section 1, line 1 by striking therefrom the figure "5" therein and by inserting in lieu thereof the figure "3".

II. Amend the printed bill, page 1, title, line 2 by striking the figure "5" therein and by inserting in lieu thereof the figure "3".

III. Amend the original bill, page 1, Caption "Introduced by" by striking therefrom the word "Senator".

IV. Strike Standing Committee Amendments 1 and 2 to said bill.

V. Section 1, line 1 of the printed bill, line 2 of the original bill, strike "relating to certificates of deposit,".

LEGISLATIVE BILL NO. 115. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 115:

I. Amend the original bill, page 1, Caption "Introduced by" by striking therefrom the word "Senator".

LEGISLATIVE BILL NO. 146. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 146:
Strike the quotation marks in the original and printed bill.

Abbreviate "Section" in the original bill, page 2 to read "Sec. 2".

Section 2, line 1, insert a comma after "75-505".

Amend the title, after "1929", line 3 of the original bill, line 2 of the printed bill, insert the following: "relating to decisions of the State Railway Commission, and appeals therefrom,".

LEGISLATIVE BILL NO. 152. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 152:

Section 1, line 57 of the printed bill, line 75 of the original bill, strike the colon and substitute therefor a period after "1929". Strike the word "Provided," and insert in lieu thereof the words as follows: "All judgments and decrees against such corporations so served shall be conclusive not only as to such corporations so served but also as to the trustees, assignees, receivers or persons having charge of the assets of such corporations where the same shall have been dissolved."

Substitute the capital letter "I" for the case letter in the word "it".

Strike all the Committee of the Whole amendments after line 7 thereof.

Capitalize the word "State" wherever it appears in apposition to Nebraska.

LEGISLATIVE BILL NO. 48. Placed on Select File with amendment.

Enrollment and Review amendment to L. B. No. 48:

1. Amend the Committee of the Whole Amendments, page 2, Amendment 6 by striking that part of said amendment commencing with the conjunction "and" in line 8 therein down to and including the word "inhabitants" in said amendment.

LEGISLATIVE BILL NO. 175. Placed on Select File with amendment.

Enrollment and Review amendment to L. B. No. 175:

Section 1, line 8 of the printed bill, line 9 of the original bill, insert "or exposed" after "affected".

(Signed) ROBT. M. ARMSTRONG, Chairman.

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 300. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 300:

1. Amend Section 1 by striking from Line 16 the word "exculsively"; by striking from Lines 18 and 19 the following "(a) a chapel wherein funeral services may be conducted, (b)" and by striking from Line 19 the following "tile or cement" and inserting in lieu thereof the following "a sanitary";

2. Amend Section 3 by striking from Lines 4 and 5 the following: ", a regularly licensed embalmer of the State of Nebraska", by striking from Lines 7 and 8 the following: ", a regularly licensed embalmer of the State of Nebraska", and by striking from Lines 40, 41 and 42 the following: "and is either himself a licensed embalmer or has at and during the administration of said estate continued to have in his employment a regularly licensed embalmer of this state".

3. Amend Section 10 by striking from Line 22 the following: "or embalmer", and by striking from Line 23 the following: "or embalmer".

4. Amend Section 11 by striking from Line 18 the words "embalming and".

5. Amend Section 1, Line 19 by inserting the letter "i" between the letters "u" and "p" in the word equipped.

LEGISLATIVE BILL NO. 301. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 301:

Amend the printed bill as follows:

Section 1, line 35, insert after "Department" **"Provided, that insofar as the requirements set out in this section increase those of any laws in force immediately prior to the time this Act becomes effective, they shall not apply to persons who are students in a college of embalming or to student embalmers as defined in such prior law who are such on or prior to August 1, 1937."**

1. Amend Section 1 by striking out the following from line 16, "a Grade A. embalming college as graded" and insert in lieu thereof the following: "an embalming college of the same type as those graded Class A".

2. Amend Section 2 by striking from lines 3 and 4 thereof the following: "a Grade A. college as rated and graded" and insert in lieu thereof the following: "of the same type as those rated Class A".

LEGISLATIVE BILL NO. 537. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 537:

Amend the printed and original bill as follows:

1. Section 1, line 4, strike ", also known as" and insert **"for narcotic purposes or"** in lieu thereof. Strike "and mariguana," and insert "or marijuana" in lieu thereof.

2. Section 1, line 5, strike ", also known as" and insert **"for narcotic purposes or"** in lieu thereof. Strike "and mariguana," and insert **"or marijuana"** in lieu thereof.

3. Section 1, line 8, strike all after "Nebraska" to and including "purposes" in line 13. Line 14, strike comma after "Nebraska" and insert "of" in lieu thereof.

4. Section 2, line 1, strike "Compiled Statutes, Nebraska, 1929"

and insert "C. S. Supp. 1933" in lieu thereof. Line 4, insert "possess," before "plant".

5. Section 2, line 5, strike ", be it known by whatever name" and insert in lieu thereof **"for narcotic purposes or hashish or marijuana".** Line 6, insert after "cannibas" **"for narcotic purposes or hashish or marijuana".** Line 8, insert **"possession by licensed physicians, veterinarians or pharmacists or"** after "such". Line 9, insert **"for narcotic purposes or hashish or marijuana"** after "cannibas". Line 10, insert **"or veterinarians"** after "physicians".

6. Section 2, line 11 of printed bill, line 12 of original bill, strike all after "only" to and including **"narcotic"** line 17 of printed bill, line 18 of original bill. Line 18 of printed bill, line 19 of original bill, strike **"Compiled Statutes, Nebraska, 1929"** and insert **"C. S. Supp. 1933"** in lieu thereof.

7. Section 3, line 1, strike "and 28-437". Line 2, strike comma after "Statutes" and insert "of" in lieu thereof. Insert after "1929", "and 28-437 C. S. Supp. 1933,".

8. Amend title to printed and original bill as follows: Line 2, strike "and 28-437". Strike comma after "Statutes" and insert "of" in lieu thereof. Line 3, insert before "relating" "and Section 28-437, C. S. Supp. 1933,". Strike "and fiber hemp".

(Signed) W. E. WORTHING, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed

LEGISLATIVE BILL NO. 75.

SELECT FILE

LEGISLATIVE BILL NO. 58.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fourth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Motion for Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider amendments to L. B. No. 58.

LESTER L. DUNN.

The motion prevailed unanimously.

MOTION—To Adopt Amendments

Mr. President: I move the following amendments to L. B. 58 be adopted:

Select File amendments to L. B. No. 58:

Amend the printed bill as follows:

1. Page 2, Section 1, Line 12. Omit the word "and" and insert in lieu thereof the word "or".

2. Page 2, Section 1, Line 15. Omit the word "and" and insert in lieu thereof the word "or".

3. Page 2, Section 1, Line 18. Omit the word "and" and insert in lieu thereof the word "or".

4. Page 2, Section 1, Line 36. Omit the word "such" and insert in lieu thereof the word "The"; also omit word "and" in said line 36 after the word salaries and insert word "or" and omit the words "and agents."

5. Page 3, Section 1, Line 49. Insert after the word "collection" the words "by the Association" and substitute for the word "Secretary" the word "Director."

LESTER L. DUNN.

The motion prevailed.

LEGISLATIVE BILL NO. 73.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fourth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 220.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fourth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 117.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fourth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 58.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 73.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 220.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 117.	Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 9:45 A. M. Mr. Miller moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Murphy in the Chair.

After some time spent therein, the Committee arose and by its chairman submitted the following report:

LEGISLATIVE BILL NO. 15.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 67.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 97.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 210.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 181.	Report progress.

LEGISLATIVE BILL NO. 404.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 52.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 53.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 227.	Referred to Committee on Enrollment and Review for review.

(Signed) L. B. MURPHY, Chairman.

The report was adopted.

SPECIAL RULES

Mr. President: I move that the Legislature, except where otherwise ordered, authorize the Committee on Enrollment and Reveiw to make corrections in bills in the following manner, subject to the approval of the Legislature on its final passage of bills on third reading:

1. Always capitalize the word "Act" when it refers to the bill.

2. Whenever numbers are spelled out, pertaining to a sum of money, capitalize each word and after the word "Dollars" put in parenthesis the figures as: "Two Hundred Dollars ($200.00)" unless the style of said bill uniformly follows some other accepted form of good usage.

3. Capitalize the word "State" when used as "State of Nebraska" unless the style of said bill uniformly follows some other accepted form of good usage.

4. Use "Compiled Statutes of Nebraska, 1929" instead of "Compiled Statutes for Nebraska, 1929". Use "C. S. Supp., 1933" when citing the 1933 supplement to said statutes.

5. Use "Session Laws of Nebraska, 1935" instead of "Laws of Nebraska, 1935"; when citing laws of 51st session, use "Special" eg. "Session Laws of Nebraska, 1935, Special".

6. Only words that stand in apposition of proper names should be capitalized.

7. In the emergency clause of a Bill, place a comma after "effect" and also after the word "approval".

8. After the first section, abbreviate the word "Section" as "Sec. 3."

9. Emergency clause to read:

"Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

10. Strike out the word "Senator" or "Senators" in the introductory clause.

11. Designate name of the county of each introducer.

J. N. NORTON.

The motion prevailed.

MOTION—To Reconsider Action on L. B. No. 117

Mr. President: I move that we reconsider our action referring L. B. No. 117 to Committee on Enrollment and Review for engrossment.

CHARLES F. TVRDIK.

The motion prevailed unanimously.

MOTION—For Unanimous Consent

Mr. President: I ask that unanimous consent be given to consider amendment to L. B. No. 117.

CHARLES F. TVRDIK.

Unanimous consent was granted.

MOTION—To Amend L. B. No. 117

Mr. President: I move that the following amendments to L. B. No. 117 be adopted.

Amend the original and printed bill as follows:

1. Section 1, line 38, insert the following: Before the word "Said" insert "All motor vehicles known, denominated or used as school buses, for hire, for the transportation of school children, or owned by any political subdivision and used for the purpose of transporting school children to and from school shall be painted as follows: All visible parts of the chassis and two-fifths of the body shall be painted red; the middle fifth of the body painted white and upper two-fifths of the body and top painted blue. It shall be unlawful for the owner of any vehicle using the public highway for purposes other than the transportation of school children to paint or in any other way designate his, its or their vehicle in the manner

described herein, and any person, firm or corporation violating this sentence of this section shall be guilty of a misdemeanor and shall be fined in an amount not to exceed one Hundred ($100.00) Dollars or shall be imprisoned in the county jail not to exceed thirty (30) days, or both. The board of education of the district whose duty it is to let contracts for the transportation of school children shall provide in each contract that the color scheme of the motor vehicle doing the transportation shall be as provided herein. In the event of contract existing at the effective date of this act, the board shall appropriate sufficient money to the holders of said contracts so that the motor vehicles being used may be repainted in accordance herewith."

2. Amend the title as follows: Line 5, insert before the preposition "to" the following: "to provide for distinctive marking of vehicles used for such transportation, to provide penalties for violations hereof;".

CHARLES F. TVRDIK.

The motion was lost.

Referred for Engrossment

LEGISLATIVE BILL NO. 117. Referred to Committee on Enrollment and Review for engrossment.

Former Congressman Charles H. Sloan addressed the Legislature.

MOTION—To Adjourn

At 10:55 A. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FORTY-SIXTH DAY

Legislative Chamber,

Lincoln, Nebraska, March 8, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Comstock and Mr. Von Seggern and except Mr. Regan who was excused.

The Journal for the Forty-fifth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Carpenter, Mr. Gantz, Mr. Carlson, opposing L. B. No. 50; Mr. Carsten, Mr. Gantz, Mr. Pizer, Mr. Carlson, Mr. Reynolds, Mr. Hall, favoring L. B. No. 138; Mr. Wells, Mr. Frost, Mr. Jurgensen, Mr. Brodecky, opposing the Child Labor Amendment; Mr. Tvrdik, Mr. Carsten, favoring the Child Labor Amendment; Mr. Brandt, opposing L. B. No. 181; Mr. Hall, Mr. Knickrehm, Mr. Nuernberger, Mr. Carpenter, Mr. Diers, favoring L. B. No. 97; Mr. Carlson, Mr. Gantz, Mr. Knickrehm, Mr. Miller, Mr. Brandt, Mr. Norton, opposing L. B. No. 97.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL NO. 202. Placed on General File.

(Signed) W. F. HAYCOCK, Chairman.

Agriculture

LEGISLATIVE BILL NO. 194. Placed on General File.

LEGISLATIVE BILL NO. 266. Placed on General File.

(Signed) E. M. NEUBAUER, Chairman.

Judiciary

LEGISLATIVE BILL NO. 38. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 38:

Amend the bill by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. That Section 39-1106, Compiled Statutes, Nebraska, Supplement, 1933, and said section as amended by Section 2, Chapter 134, Laws of Nebraska, 1935, be amended to read as follows:

39-1106 (a) It shall be unlawful for any person to operate any motor vehicle while under the influence of alcoholic liquor or of any drug. Any person who shall operate any motor vehicle while under the influence of alcoholic liquor or of any drug shall be deemed guilty of a crime, and, upon conviction thereof, shall be punished as follows: (1) If such conviction be for a first offense, such person shall be imprisoned in the county jail for not more than thirty days, or shall be fined not more than $50 nor less than $10, or both, and may be ordered by the court, as part of the judgment of conviction, not to drive any motor vehicle for a period of not to exceed one year from and after the date of his final discharge from the county jail, or the date of payment or satisfaction of said fine, whichever be the later. (2) If such conviction be for a second offense, such person shall be imprisoned in the county jail for not less than thirty days nor more than sixty days, or shall be fined not less than $50.00 nor more than $200.00, or both, and shall be ordered by the court, as part of the judgment of conviction, not to drive any motor vehicle for a period of not less than sixty days nor more than two years from and after the date of his final discharge from the county jail, or payment or satisfaction of said fine, whichever be the later. (3) If such conviction be for a third offense, or subsequent offense thereafter, such person shall be imprisoned in the penitentiary for not less than one year nor more than three years, and shall be ordered by the court, as part of the judgment of conviction, not to drive any motor vehicle for a period of one year from and after the date of his final discharge from the penitentiary.

(b) Any person who shall violate any of the provisions of Article 11, Chapter 39, Compiled Statutes, Nebraska, 1929, as now or hereafter amended, or who shall violate any provisions of any other law of this state relating to the operation of motor vehicles, shall, except as otherwise provided herein or elsewhere, upon conviction thereof, be punished as follows: (1) For a first such offense, such person shall be fined not less than $10 nor more than $50, or imprisoned in the county jail for not more than thirty days, or both. (2) For each subsequent such offense, such person shall be fined not less than $25.00 nor more than $200.00, or shall be imprisoned in the county jail for not more than sixty days, or both.

(c) Any person convicted of manslaughter or mayhem resulting from his operation of a motor vehicle shall be adjudged and ordered not to drive any motor vehicle for a period of two years from the date of his final discharge from the penitentiary.

Sec. 2. That Section 60-412, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

60-412. Upon conviction in any court within this state of any violation of any law of this state pertaining to the operation of motor vehicles or any city or village ordinance relating to the operation of a motor vehicle in a manner to endanger life, limb or property, the judge of said court may, in his discretion suspend the license of such convicted person for a period of time not less than ten (10) days nor exceeding six months, unless a greater period of suspension be made mandatory by Section 1 of this Act. Said court shall endorse upon the license of every person so convicted of the violation of any law pertaining to the operation of motor vehicles, the nature of the offense, the date of hearing, the sentence imposed by the court, and shall forthwith notify the Department of Roads and Irrigation in detail of the action and findings of the court. Appeal from the sentence of conviction shall constitute an appeal from the suspension or revocation of the license.

Sec. 3. That said original Section 39-1106, C. S. Supp., 1933, and said section as amended by Section 2, Chapter 134, Laws of Nebraska, 1935, and said original Section 60-412, Compiled Statutes of Nebraska, 1929, are hereby repealed.

Sec. 4. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law.

Amend the title of the bill by striking all of said title and by inserting in lieu theerof the following:

A BILL

FOR AN ACT to amend Section 39-1106, Compiled Statutes, Nebraska, Supplement, 1933, and to amend said section as amended by Section 2, Chapter 134, Laws of Nebraska, 1935, relating to highways and motor vehicles, and the operation of motor vehicles; to amend Section 60-412, Compiled Statutes of Nebraska, 1929, relating to rules of the road for motor vehicles; to define certain crimes and offenses, and to provide penalties therefor; to prohibit the operation of a motor vehicle by any person while under the influence of alcoholic liquor or drugs; to provide for the suspension and revocation of driver's licences to operate motor vehicles upon conviction of certain crimes; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 520. Placed on General File.

LEGISLATIVE BILL NO. 523. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 523:

Section 1, Line 5 of the printed bill, strike the word "**five**" and insert in lieu thereof the words "**three and one-half**".

Section 1, Line 8 of the printed bill, strike the words "**twenty-five**" and insert in lieu thereof the word "**forty**".

(Signed) CHARLES A. DAFOE, Chairman.

Appropriations

LEGISLATIVE BILL NO. 169. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 169:

Line 4 of the Title strike out the word "ten" and substitute the word "one" and after the word "dollars", insert in parenthesis the figure "($1,000.00)"

Section 1, line 4, strike out the word "ten" and substitute the word "one" and after the word "dollars" insert in parenthesis the figure "($1,000.00)".

(Signed) FRANK J. BRADY, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 58. Correctly engrossed.
LEGISLATIVE BILL NO. 220. Correctly engrossed.
LEGISLATIVE BILL NO. 117. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

March 5, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 11:20 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 75.

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 72.

A Bill for an Act to amend Section 51-210, Compiled Statutes of Nebraska, 1929, relating to municipal libraries; authorizing the library board of any city, village, township, or county to sell and convey real estate donated or devised to said library board or to said public library; to provide the procedure for such sale and conveyance; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams, J., Jr.
Armstrong
Ashmore
Dafoe
Diers
Dunn
Knickrehm
McMahon
Miller
Reynolds
Schultz
Slepicka

Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Strong
Thomas
Tvrdik
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Adams, E. A.
Comstock
Regan
Von Seggern

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 37. (With emergency clause)

A Bill for an Act to amend Section 72-202, Compiled Statutes of Nebraska, Supplement, 1933, relating to school lands and funds; to prescribe legal investments of school funds to be made by the board of educational lands and fund; to provide for the investment by said board of such funds in bonds issued according to law for the financing of the construction of buildings erected for use for dormitories at the University of Nebraska and at the state normal schools of the State of Nebraska; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Vote was taken on the bill.

Voting in the affirmative, 31:

Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, W. R.
McMahon
Miller
Murphy
Neubauer
Peterson, C. H.
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Warner

Carsten
Dafoe
Howard
Johnson, R. W.
Peterson, J. B.
Pizer
Worthing

Voting in the negative, 7:

Ashmore
Carpenter
Knickrehm
Norton
Nuernberger
Schultz
Wells

Not voting, 5:

Adams, E. A.
Adams, J., Jr,
Comstock
Regan
Von Seggern

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATION OF VOTE

Mr. President: I believe the limit of $150,000.00 for each school is too high to make these bonds a safe investment for permanent school funds. I would favor a limit of $100,000.00

(Signed) L. C. NUERNBERGER.

LEGISLATIVE BILL NO. 59. (With emergency clause)

A Bill for an Act to amend Section 16-650, Compiled Statutes of Nebraska, 1929, relating to cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants; to provide that the aggregate amount of sewer bonds to be issued in any calendar year in such cities shall not exceed fifty thousand dollars; to provide that the aggregate amount of sewer and water extension warrants to be issued in any calendar year in such cities shall not exceed fifty thousand dollars; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 33:

Adams, E. A.
Adams, J., Jr.
Armstrong
Carsten
Dafoe
Diers
Knickrehm
McMahon
Miller
Reynolds
Schultz
Slepicka

Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Dunn
Frost
Gantz
Haycock
Johnson, R. W.
Murphy
Neubauer
Norton
Peterson, C. H.
Pizer
Thomas
Tvrdik
Warner
Wells
Worthing

Voting in the negative, 4:

Ashmore
Hall
Nuernberger
Peterson, J. B.

Not voting, 6:

Comstock
Howard
Johnson, W. R.
Regan
Strong
Von Seggern

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 122. (With emergency clause).

A Bill for an Act to amend Section 44-207, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 103, Session Laws of Nebraska, 1935, relating to insurance; to provide that process fees shall not be advanced to the Director of Insurance for the Department of Insurance as attorney for service in cases brought before the Nebraska Workmen's Compensation Court; to repeal said original section as amended; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Comstock
Dafoe
Regan
Von Seggern

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 126.

A Bill for an Act to amend Sections 29-2217 and 29-2218, Compiled Statutes of Nebraska, 1929, relating to habitual criminals and the mode and method of proving their guilt as such; to provide penalties and punishments for habitual criminals; and to repeal said original sections.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Wells
Worthing

Voting in the negative, 2:

Dunn
McMahon

Not voting, 5:

Comstock
Diers
Regan
Von Seggern
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 68.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 124.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 161.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 27.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 77.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 115.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 146.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 152.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 48.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 48 be indefinitely postponed.

CHARLES J. WARNER.

The motion prevailed, with 30 ayes, 3 nays and 10 not voting.

LEGISLATIVE BILL NO. 175.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 68.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO 124.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 161.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 27.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 77.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 115.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 146.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 152.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 175.	Referred to Committee on Enrollment and Review for engrossment.

STATEMENT—Re: State Assistance Funds

Request was made and unanimous consent granted to place the following statement in the Legislative Journal:

March 5, 1937.

Honorable Frank J. Brady,

Member of the 52nd Nebraska Legislature,

State House.

Dear Mr. Brady:

The following amounts have been credited to the State Assistance Fund from the following sources:

Liquor Tax	$ 700,000.00	
Appropriated by last Legislature as the estimated receipts from Beer Tax	300,000.00	$1,000,000.00
Collection of 1c Gas Tax credited to Assistance Fund from December 1935 to January 1937	2,408,231.66	
Amount transferred from the Liquor Fund to the General Fund	1,177,375.28	
(This does not include the balance of $100,000.00 in the Liquor Account, which would have otherwise been credited to the General Fund.)		

I, H. J. Murray, Deputy State Treasurer, first being duly sworn, depose and say to the best of my knowledge and belief that the above and foregoing is a true and correct report of the above accounts.

(Signed) H. J. MURRAY,
Deputy State Treasurer

Subscribed and sworn to before me this 5th day of March, 1937.

ARLENE MOON
Notary Public

SEAL

COMMITTEE OF THE WHOLE

At 10:15 A. M. Mr. Tvrdik moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Tvrdik in the Chair.

After some time spent therein, the Committee arose and by its chairman submitted the following report:

LEGISLATIVE BILL NO. 67.	Laid over.
LEGISLATIVE BILL NO. 181.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 15.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 15:

1. Amend the printed bill, page 1, Section 1, lines 8 and 9 by striking therefrom the words **"each person so confined where there is an average of less than twenty-five prisoners per day"** and insert in lieu thereof the following:

"each city prisoner so confined".

2. Amend the printed bill, Standing Committee Amendments to said Legislative Bill, mimeographed, Amendment No. 4, lines 12, 13 and 14 by striking therefrom the words **"persons so confined where there is an average of less than twenty-five prisoners per day"** and insert in lieu thereof the following: **"city or village prisoner so confined".**

LEGISLATIVE BILL NO. 97. Report progress.

(Signed) CHARLES F. TVRDIK, Chairman.

The report was adopted.

The choir from Waldorf College, Forest City, Iowa rendered a group of songs before the Legislature.

MOTION—To Adjourn

At 11:55 A. M. on motion of Mr. Carpenter the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FORTY-SEVENTH DAY

Legislative Chamber,

Lincoln, Nebraska, March 9, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Comstock and except Mr. Regan who was excused.

The Journal for the Forty-sixth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Slepicka, favoring and Mr. Schultz opposing L. B. No. 97; Mr. Carsten, opposing any change in the present primary law; Mr. Knickrehm, opposing L. B. No. 93; Mr. Jurgensen, Mr. Diers, Mr. Hall, opposing the Child Labor Amendment; Mr. Wells, opposing an additional one-cent gasoline tax; Mr. Schultz, opposing L. B. No. 50; Mr. Neubauer, Mr. Knickrehm, favoring L. B. No. 138; Mr. Knickrehm, favoring L. B. No. 212; Mr. Carlson, opposing L. B. No. 342, L. B. No. 406 and L. B. No. 523; Mr. Carsten, 11 postcards favoring the Child Labor Amendment.

NOTICE OF COMMITTEE HEARINGS

Government

L. B. No. 306, Monday, March 15, 1937, 2:00 P. M.
L. B. No. 395, Monday, March 15, 1937, 2:00 P. M.
L. B. No. 394, Monday, March 15, 1937, 2:00 P. M.

L. B. No. 170, Monday, March 15, 1937, 2:00 P. M.
L. B. No. 193, Monday, March 15, 1937, 2:00 P. M.
L. B. No. 286, Monday, March 15, 1937, 2:00 P. M.
L. B. No. 257, Monday, March 15, 1937, 2.00 P. M.
L. B. No. 388, Tuesday, March 16, 1937, 7:30 P. M.
L. B. No. 480, Tuesday, March 16, 1937, 7:30 P. M.
L. B. No. 481, Tuesday, March 16, 1937, 7:30 P. M.
L. B. No. 230, Tuesday, March 16, 1937, 7:30 P. M.
L. B. No. 153, Tuesday, March 16, 1937, 7:30 P. M.
L. B. No. 141, Tuesday, March 16, 1937, 7:30 P. M.
L. B. No. 151, Tuesday, March 16, 1937, 7:30 P. M.

Education

L. B. No. 482, continued to Monday, March 22, 1937, 2:00 P. M.
L. B. No. 483, changed to Monday, March 22, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 320. Placed on General File.
LEGISLATIVE BILL NO. 321. Placed on General File.
LEGISLATIVE BILL NO. 322. Indefinitely postponed.
LEGISLATIVE BILL NO. 327. Placed on General File.
LEGISLATIVE BILL NO. 329. Placed on General File.
LEGISLATIVE RESOLUTION NO. 5. Indefinitely postponed.

(Signed) FRANK J. BRADY, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 139. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 139:

Amend the printed bill, page 1, Section 1, line 3 by inserting the figures, symbol and punctuation "66-306." immediately before the word "No" therein; and engross all of the subject matter of said Section 1 commencing with line 3 as a solid unit in a single paragraph. Apply this to the original bill also.

Title, lines 2 and 3 of the printed bill, lines 2 and 3 of the original bill, strike the capital letters "M" in "Motor" "V" in "Vehicle" and "F" in "Fuel" and substitute therefor the case letters "m" "v" and "f" respectively.

Section 1, line 5 of the printed bill, lines 4 and 5 of the original bill, strike the capital letters "M" in "Motor"; "V" in "Vehicle" and "F" in "Fuel" and substitute therefor the case letters "m" "v" and "f" respectively.

LEGISLATIVE BILL NO. 143. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 143:

Amend the Standing Committee anmendment to said bill by inserting after the word "Armstrong" therein the words "of Nemaha".

Amend the printed and original, Caption "Introduced by" by inserting after the word "Gage" in said caption the word "and".

Section 3, line 4 of the printed bill, line 6 of the original bill, strike the word "thereof" and substitute therefor the word "hereof".

Line 6 of the printed bill, line 8 of the original bill, insert a comma after the word "necessary" and in the same line of the printed bill and line 9 of the original bill, place a comma after the word "exist".

Line 10 of the printed bill, line 15 of the original bill, insert a comma after the word "pests".

Line 12 of the printed bill, line 17 of the original bill, strike the words "hereby threatening a collapse" and inserting after the word "and" the words "which resulted in extensive unemployment and caused a reduction", in lieu thereof.

Section 3, line 2 of the printed bill, line 3 of the original bill, insert after the word "measure" the following: "to enable counties and municipalities to provide relief for unemployed and indigent persons".

Line 19 of the original bill, line 13 of the printed bill, strike the comma after "Nebraska" and insert "; that" in lieu thereof.

Line 13 of the printed bill, line 20 of the original bill, strike the word "being" and insert "is" in lieu thereof.

Line 17 of the printed bill, line 26 of the original bill, strike the word "being" and insert "are" in lieu thereof.

Line 17 of the printed bill, line 25 of the original bill, strike the word "herein".

Line 19 of the printed bill, line 28 of the original bill, strike the word "respectively".

LEGISLATIVE BILL NO. 338. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 338:

Section 2, line 2 of the printed and original bill, strike "recited" and insert "provided" in lieu thereof. Line 6, insert "subject" before "to".

Amend the printed and original bills, Preamble, paragraphs 1, 2, and 3 by striking the punctuation "," wherever the same appears after the conjunction "and" in the last line of each of said paragraphs.

LEGISLATIVE BILL NO. 129. Placed on Select File.

LEGISLATIVE BILL NO. 83. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 83:

Apply Committee of the Whole Amendment to printed bill, to the original bill.

Amend Title, line 2 of the printed bill line 2 of the original bill, strike "C. S. Supp.," and insert in lieu thereof the following: "Compiled Statutes of Nebraska, 1929, as amended by Section 4, Chapter 36, Session Laws of Nebraska".

Title, line 5 of the printed bill, line 7 of the original bill, insert after the word "section" the words "as amended".

Section 1, line 1 of the printed and original bill, strike therefrom "C. S. Supp.," and insert in lieu thereof the following: "Compiled Statutes of Nebraska, 1929, as amended by Section 4, Chapter 36, Session Laws of Nebraska,".

Section 2, line 1 of the printed and line 2 of the original bill, strike "C. S. Supp.," and insert in lieu thereof the following: "Compiled Statutes of Nebraska, 1929, as amended by Section 4, Chapter 36, Session Laws of Nebraska,"

Section 1, lines 6, 7, 8, 9, 10, 14 and 17 of the printed bill, lines 8, 9, 10, 11, 12, 18 and 22 of the original bill, insert the corresponding words in caps and lower case before the place wherever the dollar sign and figures appear therein.

LEGISLATIVE BILL NO. 107. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 107:

Amend the original bill, page 1, Caption "Introduced by" by striking the word "Senator" therefrom; and in said caption insert after the word "Armstrong" the words "of Nemaha."

LEGISLATIVE BILL NO. 108. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 108:

Amend the Committee of the Whole amendments, line 2 by inserting after the numeral "1" the punctuation ".".

Amend the printed bill, page 2, Section 1, line 24 by striking all of said line 24 commencing with the punctuation "," by inserting a period in lieu of the "," and inserting after the period the following: "It shall be the duty of such water commissioner subject to".

Amend the printed bill, page 2, Section 1, line 31 by striking the word "villages" therein and by inserting in lieu thereof the word "villages". Line 40 of the original bill, Section 1.

Amend the printed bill, page 2, Section 1, line 43, line 56 of the original bill, Section 1, insert the punctuation ";" after the word "months" and before the conjunction "and".

Amend the original and printed bills, Section 1, line 49 of the printed line 64 of the original bill, insert a comma after the conjunction "and" therein; and in line 64 of the original, line 50 of the printed bill, insert a comma after the word "recommendations" and in line 66 of the original bill, line 51 of the printed bill strike the comma after the word "necessary" and insert in lieu thereof the punctuation ";".

LEGISLATIVE BILL NO. 157. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 157:

Amend the title, line 2 of the printed bill, line 2 of the original bill, strike all of said title after the word "amend" and insert in lieu thereof the following: "Sections 30-1103 and 30-1104, Compiled Statutes of Nebraska, 1929, relating to decedents' estates; to provide procedure for the sale of land for the payment of debts, expenses of administration and legacies; and to repeal said original sections."

Section 1, line 11 of the printed and the original bill, strike the word "four" and insert in lieu thereof the word **"four"**.

Section 2, line 4 of the printed and the original bill, strike the word "upon" and insert in lieu thereof the following "**upon**;" insert and strike "ON".

Section 2, line 6 of the printed and the original bill, strike the word "three" and insert in lieu thereof the word "three". Line 7 of the printed and original bill, strike ";" and insert in lieu thereof the colon ":".

Section 2, line 8 of the printed bill, line 9 of the original bill, strike the remainder of the section after the word "may" and substitute therefor the following "not be required".

LEGISLATIVE BILL NO. 133. Placed on Select File.
LEGISLATIVE BILL NO. 167. Placed on Select File with amendment.

Enrollment and Review amendments to L. B. No. 167:

Amend the original and printed bills, Section 1, line 2 of the printed bill, line 3 of the original bill, by inserting the punctuation "," after the word "places".

LEGISLATIVE BILL NO. 179. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 179:

I. Amend the printed bill, page 1, caption "Introduced by" by striking all of line 1, commencing with the initial "W." and by inserting in lieu thereof the following:

"Walter R. Johnson of Douglas, Charles A. Dafoe of Johnson, Charles".

II. Amend the printed bill, page 1, Section 1, line 7 by striking therefrom the word "pomise" and inserting in lieu thereof the word "promise".

LEGISLATIVE BILL NO. 123. Placed on Select File.
LEGISLATIVE BILL NO. 124. Correctly engrossed.
LEGISLATIVE BILL NO. 77. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

March 8th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 75

Legislative Bill No. 101

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 553.

(Signed) J. N. NORTON.

The motion prevailed.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 553. By Norton.

A Bill for an Act relating to agriculture; to declare the necessity of creating governmental subdivisions of the state of Nebraska, to be known as "soil conservation districts"; to engage in conserving soil resources and preventing and controlling soil erosion; to establish the state soil conservation committee, and to define its powers and duties; to provide for the creation of soil conservation districts; to define the powers and duties of soil conservation districts, and to provide for the exercise of such powers, including the power to acquire property by purchase, gift, and otherwise; to empower such districts to adopt programs and regulations for the discontinuance of land-use practices contributing to soil wastage and soil erosion, and the adoption and carrying out of soil-conserving land-use practices, and to provide for the enforcement of such programs and regulations; to provide for establishing boards of adjustment in connection with land-use regulations, and to define their functions and power; to provide for financial assistance to such soil conservation districts during any biennium within such appropriations as the Legislature may make from time to time for that purpose; and to declare an emergency.

Unanimous Consent Granted

On motion of Mr. Norton unanimous consent of the Legislature was granted to read Legislative Bill No. 533 the second time.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 553. By Norton.

Referred to Committee on Agriculture.

BILLS ON THIRD READING

MOTION—To Recommit L. B. No. 158

Mr. President: I move that L. B. No. 158 be recommitted to the Committee on Public Highways and Bridges.

A. L. MILLER.

The motion prevailed wtih 18 ayes, 16 nays, 9 not voting.

MOTION—To Re-refer L. B. No. 125 to General File

Mr. President: I move that L. B. No. 125 be re-referred to General File with the following specific amendments:

Specific Amendments to L. B. No. 125:

1. Amend the printed bill, Final Form on Third Reading, page 1, Section 3, line 1 by inserting after the word "publication" and before the word "in" therein the following:

"once each week for two consecutive weeks".

2. Amend the printed bill, Final Form on Third Reading, page 2, Section 3, lines 6 and 7 by striking therefrom the following:

", which said notice shall be printed and contained in at least two issues"; and by inserting in lieu thereof the word "once".

AMOS THOMAS.

The motion prevailed.

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 78.

A Bill for an Act to amend Section 8-142, C. S. Supp., 1933, as amended by Section 1, Chapter 10, Session Laws of Nebraska, 1935, relating to banks and banking; to provide for additions to surplus funds out of earnings before the declaration of dividends; and to repeal said original section as amended.

Whereupon the president stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Ashmore
Comstock
Howard
Johnson, W. R.
Regan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 79.

A Bill for an Act to repeal Section 8-143, C. S. Supp., 1933, relating to the surplus accounts of banks.

Whereupon the president stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Dafoe
Diers
Dunn
Frost
Gantz
Knickrehm
Miller
Murphy
Neubauer
Norton
Slepicka
Strong
Thomas
Tvrdik
Von Seggern

Brodecky
Cady
Carpenter
Carsten
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Nuernberger
Peterson, C. H.
Reynolds
Schultz
Warner
Wells
Worthing

Voting in the negative, 2:

Brady
Peterson, J. B.

Not voting, 6:

Carlson
Comstock
Howard
McMahon
Pizer
Regan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 80.

A Bill for an Act to amend Section 77-2601, C. S. Supp., 1933, as amended by Section 1, Chapter 4, Session Laws of Nebraska, 1935, relating to revenue; to provide that funds of the United States or of an agency of the United States may be secured by a pledge of assets of the depository banks in lieu of bond for safekeeping if the deposits of said depository are protected by the insurance afforded to depositors in banks through the Federal Deposit Insurance Corporation; and to repeal said original section as amended.

Whereupon the president stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 1:

Peterson, J. B.

Not voting, 5:

Ashmore	Howard	Strong
Comstock	Regan	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

COMMITTEE OF THE WHOLE

At 9:45 A. M. Mr. Warner moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Knickrehm in the Chair.

After some time spent therein, the Committee arose and by its chairman submitted the following report:

LEGISLATIVE BILL NO. 125.	Re-referred to Committee on Enrollment and Review for re-engrossment with amendments.

(See Specific Amendments as found in this day's Journal. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 181.	Indefinitely postponed.
LEGISLATIVE BILL NO. 97.	Report progress.

(Signed) JOHN KNICKREHM, Chairman.

The report was adopted.

MOTION—To Hold Additional Committee Meetings

Mr. President: I move that the Committee on Government, in addition to its regular meeting on Monday at 2:00 P. M., be authorized to hold regular committee meetings on Tuesday and Thursday nights at 7:30 P. M.

(Signed) J. N. NORTON.

The motion prevailed.

REQUEST FOR COMMITTEE CLERK

Mr. President: It is the desire of the Committee on Education and also the Committee on Drainage, Irrigation and Water Power that Harvey A. Galloway be appointed clerk of the above mentioned Committees.

(Signed) SCHULTZ, Chairman of Committee on Education.

(Signed) HARRY L. PIZER, Chairman of Committee on Irrigation and Water Power.

The request was granted.

Mr. Pizer was excused for the sessions on Thursday and Friday.

MOTION—To Adjourn

At 12:25 P. M. on motion of Mr. Carsten the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FORTY-EIGHTH DAY

Legislative Chamber,

Lincoln, Nebraska, March 10, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Comstock and except Regan who was excused.

The Journal for the Forty-seventh Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents: Mr. Nuernberger, Mr. Brodecky, favoring L. B. No. 138; Mr. Jurgensen, favoring L. B. No. 143; Mr. Hall, Mr. Norton, Mr. Slepicka, opposing L. B. No. 158; Walter R. Johnson, Mr. Ashmore, Mr. Norton, favoring L. B. No. 97; John B. Peterson, Mr. Worthing, Roy W. Johnson, Mr. Jurgensen, Mr. Diers, Mr. Brodecky, opposing the Child Labor Amendment; Mr. Wells, Mr. Jurgensen, Mr. Carsten, favoring the Child Labor Amendment; Roy W. Johnson, Mr. Ashmore, Mr. Schultz, opposing L. B. No. 50.

COMMUNICATIONS

A telegram was read from Francis Perkins, Secretary of Labor, expressing the sincere hope that Nebraska ratify the Child Labor Amendment.

NOTICE OF COMMITTEE HEARINGS

Agriculture

L. B. No. 463, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 465, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 499, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 553, Tuesday, March 16, 1937, 2:00 P. M.

Commerce and Communications

L. B. No. 180 changed from March 16, 1937 to Tuesday March 23, 1937, 2:00 P. M.

Claims and Deficiencies

L. B. No. 540, Monday, March 15, 1937, 2:00 P. M.
L. B. No. 474, Monday, March 15, 1937, 2:00 P. M.
L. B. No. 414, Monday, March 15, 1937, 2:30 P. M.
L. B. No. 422, Monday, March 15, 1937, 2:30 P. M.
L. B. No. 438, Monday, March 15, 1937, 3.00 P. M.
L. B. No. 466, Monday, March 15, 1937, 3:00 P. M.

Government

L. B. No. 183, Monday, March 15, 1937, 2:00 P. M.

Public Health and Miscellaneous Subjects

L. B. No. 159, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 270, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 271, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 405, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 440, Thursday, March 18, 1937, 2:00 P. M.

Public Highways and Bridges

L. B. No. 296, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 487, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 134, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 148, Tuesday, March 16, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 323. Placed on General File.
LEGISLATIVE BILL NO. 325. Placed on General File.

(Signed) FRANK J. BRADY, Chairman.

Claims and Deficiencies

LEGISLATIVE BILL NO. 92. Indefinitely postponed.
LEGISLATIVE BILL NO. 237. Placed on General File.
LEGISLATIVE BILL NO. 254. Placed on General File.
LEGISLATIVE BILL NO. 290. Placed on General File.

(Signed) R. M. HOWARD, Chairman.

Commerce and Communications

LEGISLATIVE BILL NO. 199. Indefinitely postponed.

(Signed) JOHN KNICKREHM, Vice Chairman.

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 106. Indefinitely postponed.
LEGISLATIVE BILL NO. 127. Indefinitely postponed.
LEGISLATIVE BILL NO. 168. Placed on General File.
LEGISLATIVE BILL NO. 309. Indefinitely postponed.
LEGISLATIVE BILL NO. 345. Indefinitely postponed.
LEGISLATIVE BILL NO. 435. Placed on General File.
LEGISLATIVE BILL NO. 469. Placed on General File.

(Signed) W. E. WORTHING, Chairman.

Public Highways and Bridges

LEGISLATIVE BILL NO. 228. Indefinitely postponed.
LEGISLATIVE BILL NO. 158. Placed on General File.

(Signed) FRANK S. WELLS, Chairman.

Agriculture

L. B. No. 340 Re-referred

Request was made and consent granted to re-refer L. B. No. 340 from Committee on Agriculture to Committee on Appropriations.

Enrollment and Review

LEGISLATIVE BILL NO. 73. Replaced on Select File with Specific Amendments.

Specific amendments to L. B. No. 73:

1. Amend the bill, title, line 1 by inserting after the word "amend" therein the following:

"Section 17-515, C. S. Supp., 1933, as amended by".

II. Amend the bill, page 1, title, line 21, by inserting after the word "section" therein the words "as amended".

III. Amend the bill, page 1, Section 1, line 1 by inserting after the word "That" therein the following:

"Section 17-515, C. S. Supp., 1933, as amended by".

IV. Amend the bill, page 3, Section 2, line 1 by inserting after the word "original" therein the following:

"Section 17-515, C. S. Supp., 1933, as amended by".

LEGISLATIVE BILL NO. 161. Replaced on Select File with Specific Amendments.

Specific amendments to L. B. No. 161:

I. Amend the Engrossed Bill, page 1, title, line 5 by striking the punctuation "," therein and by inserting in lieu thereof the punctuation ";".

II. Amend the Engrossed Bill, Page 3, preamble, paragraph 9, line 4 by striking the second and third punctuations "," therein.

LEGISLATIVE BILL NO. 1. Replaced on Select File with Specific amendments.

Specific amendments to L. B. No. 1:

1. Amend the bill, page 2, Section 2, by striking the first four lines of said section and by inserting in lieu thereof the following:

"Sec. 2. That Section 77-1959, C. S. Supp., 1933, and said section as amended by Section 1, Chapter 151, Session Laws of Nebraska, 1935, be amended to read as follows:"

And on page 4, line 38 of said Section 2, strike "; provided, Any" therein and insert in lieu thereof ": Provided, any".

2. Amend the bill, page 4, Section 3, line 2 by striking the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and on page 5, line 16 of said section strike "; provided," and insert in lieu thereof ": Provided,"; and in lines 17 and 18 of said Section 3 on page 5 strike the word "sections" and insert in lieu thereof the word "Sections".

3. Amend the bill, page 5, Section 4, line 2 by striking the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and in line 21 of said Section 4 strike the word "land" therein and insert in lieu thereof the word "lands".

4. Amend the bill, page 6, Section 4, line 33 by striking therefrom "; provided" therein and by inserting in lieu thereof ": Provided"; and in line 35 of said Section 4 strike "sections" and insert in lieu thereof "Sections".

5. Amend the bill, page 6, Section 5, line 2 by striking the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and on page 7, line 35 of said Section 5 strike "; provided" therein and insert in lieu thereof the following: ": Provided"; and in line 37 of said Section 5 on page 7 strike "sections" and insert in lieu thereof the word "Sections".

6. Amend the bill, page 7, Section 6, line 1 by inserting the punctuation "," before the word "Compiled" therein; and in line 2 of said section strike the preposition "for" therein and insert in lieu thereof the punctuation ",".

7. Amend the bill, page 7, Section 6, line 7 by striking therefrom "; provided" and by inserting in lieu thereof ": Provided"; and in line 9 of said section strike "sections" and insert in lieu thereof "Sections".

8. Amend the bill, page 7, Section 7, line 1 by inserting the punctuation "," before the word "Compiled" therein; and in line 2 of said Section 7 strike the preposition "for" therein and insert in lieu thereof the punctuation ",".

9. Amend the bill, page 8, Section 7, line 10 by striking the word "taxes" therein and by inserting in lieu thereof the word "taxed".

10. Amend the bill, page 8, Section 7, lines 25 and 26 by striking "; provided," therein and by inserting in lieu thereof ": Provided "; and in line 27 of said Section 7 strike "sections" therein and insert in lieu thereof "Sections".

11. Amend the bill, page 8, section 8, line 2 by striking therefrom the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and on page 9, section 8, line 15 strike "; provided," therein and insert in lieu thereof the following: ": Provided,"; and in line 17 of said section 8 strike the word "sections" and insert in lieu thereof the word "Sections".

12. Amend the bill, page 9, section 9, line 2 by striking therefrom the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and on page 10, line 24 of said section strike "; provided," therein and insert in lieu thereof ": Provided,"; and in line 25 of said section strike the word "sections" therein and insert in lieu thereof the word "Sections".

13. Amend the bill, page 10, section 10, line 2 by striking therefrom the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and in line 9 of said section 10, strike "; provided," therein and insert in lieu thereof ": Provided,"; and in line 11 of said section 10 strike the word "sections" therein and insert in lieu thereof the word "Sections".

14. Amend the bill, page 10, section 11, line 2 by striking therefrom the preposition "for" therein and insert in lieu thereof the punctuation ","; and on page 11, line 14 of said section 11 strike the punctuation ";" and insert in lieu thereof ":"; and in line 15 of said section 11 strike "sections" therein and insert in lieu thereof "Sections".

15. Amend the bill, page 11, section 12, line 2 by striking the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and in line 9 of said section 12 strike "; provided," therein and insert in lieu thereof ": Provided,"; and in line 10 of said section 12 strike "sections" and insert in lieu thereof "Sections".

16. Amend the bill, page 11, section 13, line 2 by striking the preposition "for" therein and by inserting in lieu thereof the punctuation ",".

17. Amend the bill, page 12, section 13, line 17 by striking "; provided" therein and by inserting in lieu thereof ": Provided"; and in line 18 of said section 13 strike "sections" therein and insert in lieu thereof "Sections".

18. Amend the bill, page 12, section 14 by striking the first three lines of said section and by inserting in lieu thereof the following:

"Sec. 14. That Section 77-2039, Compiled Statutes of Nebraska, 1929, and said section as amended by Section 1, Chapter 162, Session Laws of Nebraska, 1935, be amended to read as follows: ".

19. Amend the bill, page 12, section 14, line 5, by striking the capital letter "C" in the word "County" and substitute therefor the lower case "c", and in line 8 of said section 14 strike the article "an" and insert in lieu thereof the conjunction "and".

20. Amend the bill, page 12, section 14, line 12 by striking the lower case "c" in the word "court" and substituting therefor the capital letter "C".

21. Amend the bill, page 13, section 14, line 49 by striking the word "government" therein and inserting in lieu thereof the word "governmental".

22. Amend the bill, page 13, Section 14, line 50 by striking therefrom "theretoin" and by inserting in lieu thereof "thereto in".

23. Amend the bill, page 14, section 14, line 60 by striking therefrom "; provided" and by inserting in lieu thereof ": Provided"; and in line 62 of said section 14 strike "section" and insert in lieu thereof "Section".

24. Amend the bill, page 14, section 15, line 2 by striking therefrom the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and in line 12 of said section 15 strike the capital letter "T" in the word "Trustee" and substitute therefor the lower case letter "t".

25. Amend the bill, page 15, section 15, line 35 by striking the punctuation "," therefrom.

26. Amend the bill, page 15, section 15, line 42 by striking the punctuation "," therein.

27. Amend the bill, page 15, section 15, by engrossing that part of line 46 down to and including the word "Defendants" to be inserted on new line after line 54 so that the subject matter will be engrossed in a brace opposite the words "STATE TAX SUIT YEAR 19........ PETITION IN EQUITY".

28. Amend the bill, page 15, Section 15, line 54 by striking the punctuation "." and by inserting in lieu thereof the punctuation "," and immediately thereafter adding a new line as follows: "Defendants".

29. Amend the bill, page 16, section 15, line 61 by inserting after the word "taxation" and before the word "each" therein the preposition "for".

30. Amend the bill, page 16, section 15, line 67 by striking the punctuation "," therefrom.

31. Amend the bill, page 16, section 15, line 70 by inserting the punctuation "," after the word "estate" therein.

32. Amend the bill, page 16, section 15, line 73 by striking thereform the word "therein" and by inserting in lieu thereof the word "herein".

33. Amend the bill, page 16, section 15, line 78 by striking therefrom the word "free" therein and by inserting in lieu thereof the word "fee".

34. Amend the bill, page 16, section 15, line 86 by striking therefrom the punctuation "," therein.

35. Amend the bill, page 17, section 15, lines 91 and 92 by striking thereform "; provided" therein and by inserting in lieu thereof ": Provided "; and in line 93 of said section 15 strike the word "sections" and insert in lieu thereof the word "Sections".

36. Amend the bill, page 17, section 16, line 2 by striking the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and in line 11, of said section 16, strike "; provided" therein and by inserting in lieu thereof ": Provided"; and in line 13 of said section 16 strike "sections" therein and insert in lieu thereof "Sections".

37. Amend the bill, page 17, section 17, line 2 by striking therefrom the preposition "for" and by inserting in lieu thereof the punctuation ","; and on page 18, line 31 of said section 17, strike the punctuation "," therein.

38. Amend the bill, page 18, section 17, line 38 by striking the first punctuation "," therein.

39. Amend the bill, page 18, section 17, line 38 by striking therefrom the punctuation ";" and by inserting in lieu thereof the punctuation ":".

40. Amend the bill, page 18, section 17, line 40 by striking "; provided" therein and by inserting in lieu thereof ": Provided"; and in line 42 of said section 17, strike the word "sections" therein and insert in lieu thereof "Sections".

41. Amend the bill, page 18, Section 18, line 2 by striking therefrom the preposition "for" and by inserting in lieu thereof the punctuation ","; and on page 19, line 29 of said Section 18, strike therefrom the quotation marks after the word "SALE" therein.

42. Amend the bill, page 20, Section 18, line 35 by striking the third punctuation "," therein.

43. Amend the bill, page 20, Section 18, line 37 by engrossing the words "County Treasurer" in caps and lower case.

44. Amend the bill, page 20, Section 18, line 38 by inserting the punctuation "," before the conjunction "and".

45. Amend the bill, page 20, Section 18, line 39 by striking the punctuation "," thereform.

46. Amend the bill, page 20, Section 18, line 46 by capitalizing the word "state" in caps and lower case.

47. Amend the bill, page 20, Section 18, line 55 by striking "; provided" therein and by inserting in lieu thereof ": Provided"; and in line 56 of said Section 18, strike "sections" and insert in lieu thereof the word "Sections".

48. Amend the bill, page 20, Section 19, line 2 by striking therefrom the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and on page 21, line 17 of said Section 19, strike "; provided" and insert in lieu thereof ": Provided"; and in line 18 of said Section 19, strike "sections," and insert in lieu thereof "Sections".

49. Amend the bill, page 21, Section 20, line 2 by striking the preposition "for" therein and by inserting in lieu thereof the punctuation ",".

50. Amend the bill, page 21, Section 20, line 11 by inserting the article "the" after the preposition "for" and before the word "failure".

51. Amend the bill, page 22, Section 20, line 20 by striking "; provided" therein and by inserting in lieu thereof ": Provided"; and in line 21 of said Section 20 strike "sections" therein and insert in lieu thereof "Sections".

52. Amend the bill, page 22, Section 21, by striking that part of said section commencing with the word "Compiled" in line 1 down to and including the word "for" in line 2, and by inserting in lieu thereof the following: "C. S. Supp.,"; and in line 4 of said

Section 21 strike the capital letter "C" in the word "Council" and substitute the lower case letter "c".

53. Amend the bill, page 22, Section 21, line 24 by striking the punctuation "," therefrom.

54. Amend the bill, page 23, Section 21, line 29, by striking therefrom the punctuation ";" and inserting the punctuation ":" in lieu thereof.

55. Amend the bill, page 23, Section 21, line 34 by striking therefrom the word "remedies" therein and by inserting in lieu thereof the word "remedied".

56. Amend the bill, page 24, Section 21, lines 57 and 58 by striking therefrom "; provided" and by inserting in lieu thereof ": Provided"; and in line 59 of said Section 21 strike "sections" and insert in lieu thereof the word "Sections".

57. Amend the bill, page 24, Section 22 by striking that part of said section commencing with the word "Compiled" in line 1 down to and including the preposition "for" in line 2 and by inserting in lieu thereof the following: "C. S. Supp.,"; and in line 4 of said Section 22 strike the capital letter "C" in the word "County" and substitute the lower case letter "c".

58. Amend the bill, page 24, Section 22, line 13 by inserting the punctuation "," after the word "delinquent" therein.

59. Amend the bill, page 24, Section 22, line 14 by inserting the punctuation "," after the word "collection" therein.

60. Amend the bill, page 24, Section 22, line 18 by inserting the word "personal" after the word "delinquent" and before the word "tax".

61. Amend the bill, page 25, Section 22, lines 33 and 34 by striking "nine (9)" and by inserting the word "seven (7%)" in lieu thereof.

62. Amend the bill, page 25, Section 22, line 35 by striking "; provided" therein and by inserting in lieu thereof ": Provided"; and in line 36 of said Section 22 capitalize the word "Sections".

63. Amend the bill, page 25, Section 23, by striking that part of said section commencing with the word "Compiled" in line 1 therein down to and including the preposition "for" and inserting in lieu thereof the following "C. S. Supp.,"; and in line 7 of said Section 23 strike "; provided" and insert ": Provided"; and in line 9 of said

Section 23 strike "sections" and insert in lieu thereof "Sections".

64. Amend the bill, page 25, Section 24, by striking that part of said section commencing with the word "Compiled" in line 1 therein down to and including the preposition "for" in line 2 therein and by inserting in lieu thereof the following: "C. S. Supp.,".

65. Amend the bill, page 26, Section 25 by striking that part of said section commencing with the word "Compiled" in line 1 down to and including the preposition "for" in line 2 and by inserting in lieu thereof the following: "C. S. Supp.,"; and in line 14 of said Section 25 strike "expense" therein and insert in lieu thereof the word "expenses".

66. Amend the bill, page 26, Section 25, line 16 by striking "; provided" therein and by inserting in lieu thereof ": Provided" and line 17, by striking the word "sections" and inserting in lieu thereof "Sections".

67. Amend the bill, page 26, Section 26 by striking that part of said section commencing with the word "Compiled" in line 1 down to and including the preposition "for" in line 2 and insert in lieu thereof the following: "C. S. Supp.,"; and on page 27 in line 29 of said section strike the punctuation "." therein and insert in lieu thereof the punctuation ":"; and in line 31 of said Section 26 strike "sections" and insert in lieu thereof "Sections".

68. Amend the bill, pages 27 and 28, Section 27, by striking that part of said section commencing with word "Compiled" in line 1 down to and including the word "for" in line 4 and by inserting in lieu thereof the following: "C. S. Supp., 1933, and said section as amended by Section 2, Chapter 151, Session Laws of Nebraska,".

69. Amend the bill, page 28, Section 27, line 15 by inserting after the word "practicable" therein the following:

"after the first day of September, as aforesaid,".

70. Amend the bill, page 28, Section 27, lines 19 and 20 by striking therefrom "; provided" and by inserting in lieu thereof ": Provided"; and in line 21 of said Section 27 strike "sections" and insert in lieu thereof "Sections".

71. Amend the bill, page 28, Section 28, by striking that part of said section commencing with the word "Compiled" in line 1 down to and including the third punctuation "," in line 2 therein and by inserting in lieu thereof ", C. S. Supp.,"; and in line 9 of said

Section 28 on page 29 strike "sever" and insert in lieu thereof "seven".

72. Amend the bill, page 29, Section 28, line 13 by inserting after the word "redemption" and before the preposition "in" therein the following:

". The treasurer shall enter a memorandum of such redemption".

73. Amend the bill, page 29, Section 28, line 30 by striking the punctuation "." therefrom; and in line 31 of said section strike the lower case letter "s" in the word "sections" and insert the capital letter "S".

74. Amend the bill, page 29 A, Section 29, line 2 by striking the first punctuation "," therein and by inserting in lieu thereof the preposition "of".

75. Amend the bill, page 29 A, Section 29, line 17 by inserting the punctuation "," after the word "part" therein; and in line 28 of said Section 29 strike the punctuation "." therein and in line 29 of said Section 29 strike the lower case letter "s" in the word "sections" therein and insert in lieu thereof the capital letter "S".

76. Amend the bill, page 29 B, Section 30 by striking that part of said section commencing with the word "Compiled" in line 1 down to and including the preposition "for" in line 2 and by inserting in lieu thereof the following: "C. S. Supp.,"; and in line 12 of said section 30 strike the punctuation "." therein and insert- in lieu thereof the punctuation ":"; and in line 13 capitalize the word "Sections".

77. Amend the bill, page 30, Section 31, line 2 by striking the preposition "for" therein and by inserting in lieu thereof the punctuation ",".

78. Amend the bill, page 30, Section 31, line 18 by striking the punctuation ";" therein and by inserting in lieu thereof the punctuation ":".

79. Amend the bill, page 30, Section 31, line 19 by striking therefrom the article "an" therein and by inserting in lieu thereof the conjunction "and".

80. Amend the bill, page 30, Section 32, line 2 by striking therefrom the preposition "for" and by inserting in lieu thereof the punctuation ","; and in line 17 on page 31 of said Section 32 insert after the word "on" and before the word "receipt" the word "such";

and in line 23 of said Section 32 strike "sections" therein and insert in lieu thereof the word "Sections".

81. Amend the bill, page 31, Section 33, line 2 by striking therefrom the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and in line 12 on page 32 of said Section 33 strike the ";" therein and insert in lieu thereof the punctuation ":" and in line 13 on page 32 of said Section 33 strike "sections" therein and insert in lieu thereof "Sections".

82. Amend the bill, page 32, Section 34, line 2 by striking therefrom the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and in line 15 of said Section 34 on page 32 strike the punctuation "." therein and insert in lieu thereof the punctuation ":"; and in line 18 of said Section 34 strike "sections" and insert in lieu thereof "Sections".

83. Amend the bill, page 32, Section 35, line 2 by striking therefrom the preposition "for" therein and by inserting in lieu thereof the punctuation ","; and on page 33, in line 27 of said Section 35 strike the punctuation "." therein and insert in lieu thereof the punctuation ":"; and in line 31 on said page 33 strike "sections" and insert in lieu thereof the word "Sections".

84. Amend the bill, page 33, Section 36, line 1 by striking the word "section" and by inserting in lieu thereof the word "Section"; and in line 2 of said Section 36 strike the preposition "for" and insert in lieu thereof the punctuation ","; and in lines 6 and 7 on page 34 strike the capital letters "C" in "county," and "B" in "board" and substitute the lower case letters, "c" and "b" respectively, and in line 10 on said page 34 strike "; provided" and insert in lieu thereof ": Provided"; and in line 11 of said Section 36 strike "sections" and insert in lieu thereof "Sections."

85. Amend the bill, page 34, Section 37, line 2 by striking therefrom the preposition "for" and by inserting in lieu thereof the punctuation ","; and in line 8 of said section 37 strike ", provided" therein and insert in lieu thereof ": Provided"; and in line 9 of said section 37 strike the lower case letter "s" in the word "sections" and substitute therefor the capital letter "S".

86. Amend the bill, page 34, section 38, line 2 by striking therefrom the preposition "for" and by inserting in lieu thereof the punctuation ","; and in line 13 of said section 38 strike "inequity" therein and insert in lieu thereof "in equity"; and in line 19 on page 35 of said section 38 strike the punctuation "." and insert in lieu thereof the punctuation ":"; and in line 18 on page 35 in said

section 38 strike the conjunction "or" therein and insert in lieu thereof the preposition "of"; and in line 20 of said section 38 capitalize the word "Sections".

87. Amend the bill, page 35, section 39, line 2 by striking the preposition "for" therein and by inserting in lieu thereof the punctuation ",".

88. Amend the bill, page 36, section 39, line 52 by striking the word "section" therein and by inserting in lieu thereof the word "sections"; and in line 60 on page 37 of said section 39 strike the punctuation "." and insert in lieu thereof the punctuation ":"; and in line 62 on said page 37 capitalize the word "Sections".

89. Amend the bill, page 37, Section 40, line 4, by inserting after the first punctuation "," therein the following: "77-2014,"; and in said line 4 of said Section 40, strike the figures, symbols and punctuation "77-214,"; and in line 6, strike the preposition "for"; and in line 8 of said Section 40, strike the first punctuation "," therein and insert in lieu thereof the conjunction "and"; and in line 8 of said Section 40, strike the word "Nebraska"; and strike all of said section commencing with the conjunction "and" in line 9 and insert in lieu thereof the following: "that said original Section 77-1959, C. S. Supp., 1933, and said section as amended by Section 1, Chapter 151, Session Laws of Nebraska, 1935, is hereby repealed; that said original Section 15-812, C. S. Supp., 1933, and said section as amended by Section 2, Chapter 151, Session Laws of Nebraska, 1935, is hereby repealed; that said original Section 77-2039, Compiled Statutes of Nebraska, 1929, and said section as amended by Section 1, Chapter 162, Session Laws of Nebraska, 1935, is hereby repealed; that Chapter 156, Session Laws of Nebraska, 1935, is hereby repealed; and that Chapter 15, Session Laws of Nebraska, 1935, Special, is hereby repealed."

90. Amend the bill, page 37, Section 41, by striking all of said section commencing with the word "It" in line 7 thereof; and amend line 1, Section 42 of the bill by capitalizing the first letter of the word "Whereas".

91. Amend the bill, page 1, title, line 15 by striking therefrom ", and" and by inserting in lieu thereof "; to amend"; and in line 16 of said title strike the last punctuation "," therein and insert in lieu thereof the conjunction "and"; and strike that part of said title commencing with the word "Compiled" in line 17 down to and including the figures and punctuation "1933," in line 18 and insert in lieu thereof the following:

"C. S. Supp., 1933;".

92. Amend the bill, page 1, title, by striking that part of said title commencing with the conjunction “and” in line 18 therein down to and including the figures and punctuation “1935,” in line 22 and insert in lieu thereof the following: “to amend Section 77-1959, C. S. Supp., 1933, and said section as amended by Section 1, Chapter 151, Session Laws of Nebraska, 1935; to amend Section 15-812, C. S. Supp., 1933, and said section as amended by Section 2, Chapter 151, Session Laws of Nebraska, 1935;”.

93. Amend the bill, pages 1 and 2, title, by striking that part of said title commencing with the conjunction “and” in line 22 down to the conjunction “and” in line 28 and inserting in lieu thereof the following: “to amend Section 77-2039, Compiled Statutes of Nebraska, 1929, and said section as amended by Section 1, Chapter 162, Session Laws of Nebraska, 1935; to repeal said original sections; to repeal said original sections as amended; to repeal Chapter 156, Session Laws of Nebraska, 1935; to repeal Chapter 15, Session Laws of Nebraska, 1935, Special;”.

IV. Amend the printed bill, page 24, Section 32, line 10 (page 33, Section 33, line 11 of the bill) by striking the word “this” therein and by inserting in lieu thereof the word “his”; and in said line also insert the word “on” after the conjunction “and” and before the word “account”.

V. Amend the bill, page 36, Section 39, line 50 by striking the word “Act” therein and by inserting in lieu thereof the word “act”; and in line 51 of said section of the bill strike the word “conformation” and insert in lieu thereof the word “confirmation”.

LEGISLATIVE BILL NO. 68. Correctly engrossed.
LEGISLATIVE BILL NO. 27. Correctly engrossed.
LEGISLATIVE BILL NO. 115. Correctly engrossed.
LEGISLATIVE BILL NO. 146. Correctly engrossed.
LEGISLATIVE BILL NO. 152. Correctly engossed.
LEGISLATIVE BILL NO. 175. Correctly engrossed.
LEGISLATIVE BILL NO. 72. Correctly enrolled.
LEGISLATIVE BILL NO. 37. Correctly enrolled.
LEGISLATIVE BILL NO. 59. Correctly enrolled.
LEGISLATIVE BILL NO. 122. Correctly enrolled.
LEGISLATIVE BILL NO. 126. Correctly enrolled
LEGISLATIVE BILL NO. 78. Correctly enrolled.
LEGISLATIVE BILL NO. 79. Correctly enrolled.
LEGISLATIVE BILL NO. 80. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to

LEGISLATIVE BILL NO: 1
LEGISLATIVE BILL NO. 73
LEGISLATIVE BILL NO. 161

ARMSTRONG.

The motion prevailed unanimously.

SELECT FILE

LEGISLATIVE BILL NO. 1.

(See Specific Amendments as found in this day's Journal)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 73.

(See Specific Amendments as found in this day's Journal)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 161.

(See Specific Amendments as found in this day's Journal)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 139.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 143.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 143.

HARRY E. GANTZ.

The motion prevailed unanimously.

MOTION—To Amend L. B. No. 143

Mr. President: I move that L. B. No. 143 be amended by striking the hyphen after the word "one" in line 5 and by striking the word "half" in line 6, being the first word in said line.

HARRY E. GANTZ.

The motion was lost.

LEGISLATIVE BILL NO. 338.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 129.

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 83.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 107.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 108.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 157.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 133.

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 167.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 179.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 123.

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—To Indefinitely Postpone

Mr. President: I move that Legislative Bill No. 83 be indefinitely postponed.

JOHN B. PETERSON.

The motion was lost.

REFERRED FOR ENGROSSMENT

LEGISLATIVE BILL NO. 1. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 73. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 161. Referred to Committee on Ernollment and Review for engrossment.

LEGISLATIVE BILL NO. 139. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 143. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 338.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 129.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 83.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 107.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 108.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 157.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 133.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 167.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 179.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 123.	Referred to Committee on Enrollment and Review for engrossment.

APPROVED BY GOVERNOR

March 9th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 20

Respectfully,
(Signed) THEO. M. OSTERMAN
Secretary to the Governor

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed:

LEGISLATIVE BILL NO. 72.
LEGISLATIVE BILL NO. 37.
LEGISLATIVE BILL NO. 59.
LEGISLATIVE BILL NO. 122.
LEGISLATIVE BILL NO. 126.
LEGISLATIVE BILL NO. 78.
LEGISLATIVE BILL NO. 79.
LEGISLATIVE BILL NO. 80.

COMMITTEE OF THE WHOLE

At 10:10 A. M. Mr. Brandt moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Cady in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 97. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments in the Legislative Journal for the Fortieth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 97:

Amend the Standing Committee amendments to L. B. No. 97, Section 2, as follows:

1. Strike the word "local" in line 1.

2. Strike the words "between storage or distributing points and the territory within 75 miles therof" in lines 4 and 5.

3. Strike the figures "1,500" in line 6 and substitute therefor the figures "900".

4. Strike the following sentence, beginning in line 8, beginning with the word "Provided" and ending with the word "issued." in line 19, the stricken portion being as follows:

"Provided, however, the driver of every vehicle carrying products so exempted shall carry with him at all times on the vehicle a certificate, signed by the person in charge of the storage or distributing plant at which the vehicle was loaded, showing the quantity and the date and time the products on said vehicle were loaded, and the post office address and location as to town or city at or near which the storage or distributing plant, at which it was loaded, is located, and the name of the owner and operator thereof, and a copy of such certificate shall be kept on file and open to inspection at the storage or distributing plant at which it was issued."

Amend the Standing Committee amendments to L. B. No. 97 by adding at the end of Section 6 thereof the following:

"The above provisions of this section shall not be applicable to holders of certificates or permits issued by the Interstate Commerce Commission as common or contract carriers, in their operation in interstate commerce, under the Motor Carrier Act of 1935, who may be governed by regulations of said Commission, if the regulations of said Commission are held to be exclusive of and supersede the requirements of this section."

Strike in above amendment line 1 word "section" insert "act".

Amend the Standing Committee amendments to L. B. No. 97 by striking all of Sections 9 and 10 and renumbering Section 11 as Section 9, and renumbering the balance of the sections in the same numerical order.

To insert the word gainful before "work" and before occupation in line One page 8, Section 12.

Amend Section 17 of the Standing Committee amendments to L. B. No. 97 by striking the numerals "3" and "6" in the first line, and by striking the following words in Lines 3 and 4:

"Sections 66-801, 66-802, 66-803, 66-806, 66-808, 66-809, Compiled Statutes of Nebraska, 1935 Supplement.

Amend the Standing Committee amendment to L. B. No. 97 by striking from the title the following in the last two lines of Page 10 and the first line of Page 11:

"Section 3 (Section 66-803, Compiled Statutes of Nebraska, 1935 Supplement), Section 6 (Section 66-806, Compiled Statutes of Nebraska, 1935 Supplement),".

To amend the last word in Section 6 as now amended to-wit: "Section" be stricken and the word "Act" inserted in lieu thereof.

Amend Section 6, line 4 by striking $50,000.00 and insert $20,000.00.

LEGISLATIVE BILL NO. 210. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 210:

Amend Sec. 1 by striking all the new matter in line 4 and all of line 5 down to and including the word "years".

(Signed) P. L. CADY, Chairman.

The report was adopted.

Former Representative M. E. Rasdal addressed the Legislature briefly.

MOTION—To Adjourn

At 12:25 P. M. on motion of Mr. Worthing the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FORTY-NINTH DAY

Legislative Chamber,

Lincoln, Nebraska, March 11, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Pizer and Mr. Regan who were excused.

The Journal for the Forty-eighth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Howard, favoring L. B. No. 469; Mr. Murphy, Mr. Carpenter, Mr. Schultz, opposing L. B. No. 50; Mr. Murphy, Mr. Brodecky, Mr. Carlson, Mr. Von Seggern, favoring L. B. No. 138; Mr. Wells, Mr. Carsten, Mr. Dunn, favoring Child Labor Amendment; Mr. Carpenter, Mr. Nuernberger, Mr. Wells, Mr. Slepicka, Mr. Carlson, Mr. Murphy, Mr. Norton, opposing the Child Labor Amendment; Mr. Carpenter, Mr. Slepicka, Mr. Diers, Mr. Armstrong, Mr. Carlson, opposing additional one-cent gasoline tax; Mr. Neubauer, opposing L. B. No. 97.

COMMUNICATIONS

A telegram was read from J. B. O'Brien, Vice-president of the Federal Advertising Agency, Inc. opposing L. B. No. 209; also a letter from former Representative F. A. Reuter commending the members for their work in organizing the Unicameral legislative system in Nebraska.

NOTICE OF COMMITTEE HEARINGS

Banking and Insurance

L. B. No. 289, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 352, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 353, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 515, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 512, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 337, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 547, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 548, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 549, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 550, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 526, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 328, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 283, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 287, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 288, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 308, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 496, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 282, Friday, March 19, 1937, 2:00 P. M.

Government

L. B. No. 173, Wednesday, March 17, 1937, 7:30 P. M.
L. B. No. 213, Wednesday, March 17, 1937, 7:30 P. M.
L. B. No. 302, Wednesday, March 17, 1937, 7:30 P. M.
L. B. No. 361, Wednesday, March 17, 1937, 7:30 P. M.
L. B. No. 162, Wednesday, March 17, 1937, 7:30 P. M.
L. B. No. 186, Wednesday, March 17, 1937, 7:30 P. M.

L. B. No. 217, Wednesday, March 17, 1937, 7:30 P. M.
L. B. No. 224, Wednesday, March 17, 1937, 7:30 P. M.
L. B. No. 230, Wednesday, March 17, 1937, 7:30 P. M.

Judiciary

L. B. No. 478, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 263, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 251, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 252, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 304, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 396, Wednesday, March 17, 1937, 2:00 P. M.
L. B. No. 408, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 434, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 453, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 454, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 268, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 269, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 267, Friday, March 19, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Government

LEGISLATIVE BILL NO. 43. Indefinitely postponed.

MOTION—Not to Concur in Report

Mr. President: I move not to concur in the standing committtee report regarding L. B. No. 43 and that the same be sent back to the standing committee for hearing.

(Signed) LESTER L. DUNN.

The motion prevailed.

LEGISLATIVE BILL NO. 62. Indefinitely postponed.
LEGISLATIVE BILL NO. 102. Indefinitely postponed.

MOTION—Not to Concur in Report

Mr. President: I move that the Legislature not concur in the Committee Report on L. B. No. 102 and that said bill be placed on General File.

(Signed) HARRY E. GANTZ.

The motion prevailed.

LEGISLATIVE BILL NO. 103.	Indefinitely postponed.
LEGISLATIVE BILL NO. 155.	Indefinitely postponed.
LEGISLATIVE BILL NO. 182.	Placed on General File.
LEGISLATIVE BILL NO. 219.	Indefinitely postponed.
LEGISLATIVE BILL NO. 232.	Placed on General File wtih amendments.

Standing Committee amendments to L. B. No. 232:

1. Amend the printed bill, page 1, Section 1, line 9 by inserting after the word and punctuation "drunkenness." therein the following: **"Ninth."**.

2. Amend the printed bill, page 1, Section 1, line 11 by striking therefrom the words **"County Superintendent of Public Instruction"** and by inserting in lieu thereof the words **"county superintendent of public instruction."**

3. Amend the printed bill, page 1, Section 1, line 16 by striking **"twenty"** therein and by inserting in lieu thereof the word **"thirty"** and in said line 16 strike the word **"highest"** and insert in lieu thereof the word **"total"**.

4. Amend the printed bill, page 2, Section 1, line 17 by striking therefrom **"any candidate for"** and insert in lieu thereof the words **"the office of"**.

5. Amend the printed bill, page 2, Section 1, line 30 by inserting the punctuation **","** after the last word **"and"** therein; and in line 31 insert after the word **"commissioners"** the words **"or supervisors"**; and in line 32 of said Section 1 strike the first punctuation **","** therein and insert in lieu thereof the punctuation **";"** and insert after the article **"the"** and before the word "clerk" the word **"county"**.

6. Amend the printed bill, page 2, Section 1, line 34 by inserting after the first article **"the"** therein the word **"said"**; and in line 35 of said Section 1 insert the punctuation **","** after the word **"signers"** therein.

7. Amend the printed bill, page 2, Section 1, line 37 by striking therefrom the punctuation and words **", and the"** and insert in lieu thereof the following: **". The"**,

8. Amend the printed bill, page 2, Section 1, line 40 by inserting after the word **"show"** therein the word **"that"**; and in line 41 of said Section 1 strike **"to contain"** and insert in lieu thereof **"contains"**.

9. Amend the printed bill, page 2, Section 1, line 44 by inserting after the word "**shall**" the punctuation "**,**"; and in line 47 of said Section 1 insert the punctuation "**,**" after the word "**name**" therein; and in line 49 of said Section 1 insert the punctuation "**,**" after the word "**petition**" therein.

10. Amend the printed bill, page 3, Section 1, line 61 by inserting the punctuation "**,**" after the first word "**and**" and after the word "**election**" therein; and in line 65 of said Section 1 insert the word "**if**" after the first conjunction "**and**" therein.

11. Amend the printed bill, page 3, Section 1, line 69 by inserting the punctuation "**,**" after the word "**election**" therein; and in line 71 of said Section 1 strike "**and additional**" and insert in lieu thereof "**with and supplemental**".

12. Amend the printed bill, page 3, Section 3, line 2 by inserting the punctuation "," after the word "effect" therein.

13. Amend the printed bill, page 1, title, lines 4 and 5 by striking therefrom the words "County Superintendent of Public Instruction" and insert in lieu thereof the words "county superintendent of public instruction".

LEGISLATIVE BILL NO. 247.	Indefinitely postponed.
LEGISLATIVE BILL NO. 250.	Placed on General File.
LEGISLATIVE BILL NO. 310.	Placed on General File with amendments.

Standing Committee amendments to L. B. No. 310:

1. Amend the printed bill, page 2, Section 2, line 6 by striking the second conjunction "**and**" and the word "**also**" therein.

2. Amend the printed bill, page 2, Section 2 by striking all of lines 9, 10, 11 and 12 of said section and by inserting in lieu thereof the following:

", shall include a checking of all such claims paid as against the levy and shall reflect the state of the fund from which the respective claims are payable. The audit shall also include a report as to the regularity of each such claim but shall contain no conclusion or opinion as to its validity or legality".

3. Amend the printed bill, page 2, Section 3, line 14 by striking therefrom the following: "**, validity and legality**"; and strike all of Section 7 on page 3.

4. Amend the printed bill, page 1, title, line 6 by striking

therefrom the words "by the state auditor" and by inserting in lieu thereof the following:

"under the supervision of the Auditor of Public Accounts".

5. Amend the printed bill, page 1, caption "Introduced by" by striking the word "Hitchock" and inserting in lieu thereof the word "Hitchcock".

LEGISLATIVE BILL NO. 392. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 392:

1. Amend the printed bill, page 1, Section 1, line 3 by striking all of said line 3 after the word "The" therein and by inserting in lieu thereof the following: **"Commissioner of Public Lands and Buildings prior to the first Thursday after the first Tuesday in January, 1939, and the Governor subsequent to said date last mentioned".**

2. Amend the printed bill, page 2, Section 1, line 16 by striking the words **"attorney general"** and by inserting in lieu thereof the words **"Attorney General".**

3. Amend the printed bill, page 2, Section 1, line 23 by striking therefrom the words and punctuation **"governor shall, as"** therein; and in line 24 of said Section 1 insert the word **"shall"** after the word **"custodian"** therein.

4. Amend the printed bill, page 2, Section 1, line 34 by striking therefrom the words **"attorney general"** and by inserting in lieu thereof the words **"Attorney General".**

5. Amend the printed bill, page 2, Section 1, line 37 by inserting punctuation and words **", commencing in 1941,"** after the last word **"and"**; and on page 3 of the printed bill strike all of Section 3 thereon.

6. Amend the printed bill, page 1, title, line 4 by inserting after the word "thereof" therein the following:

"from and after the first Thursday after the first Tuesday in January, 1939".

7. Amend the printed bill, page 1, title, line 5 by inserting the conjunction "and" before the second preposition "to" therein; and in lines 6 and 7 strike punctuation and words "; and to declare an emergency".

(Signed) P. L. CADY, Chairman.

Judiciary

LEGISLATIVE BILL NO. 433. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 433.

Amend the printed bill as follows:

1. Section 1, line 31, insert "At any hearing the commission may receive any evidence offered without regard to any rule or rules of evidence observed by courts of law." before "Upon".

2. Section 1, line 32, strike "abide its final decision in the matter or may cause the costs and". Line 33, strike the preposition "to" after the word "proceed".

3. Line 36, strike all of said Section 1 after the word "party" and insert in lieu thereof the following: "Any decision or order of the commission in the absence of an appeal therefrom as herein provided shall become final ten days after the date of notification or mailing thereof, and judicial review thereof shall be permitted only after any party claiming to be aggrieved thereby has exhausted his remedies before the commission. The commission shall be deemed to be a party to any judicial action involving any such decision or order and may be represented in any such judicial action by any qualified attorney employed by the commission and designated by it for that purpose, or at the commission's request by the attorney general. Within ten days after the decision of the commission has become final, any party aggrieved thereby may secure judicial review thereof by filing a petition or appeal in the District Court of Lancaster County, Nebraska, against the commission for the review of such decision, in which action any other party to the proceeding before the commission shall be made a defendant. Any local governing body is a proper party to such an appeal. In such action, a copy of the petition, which need not be verified, but which shall state the ground upon which a review is sought, shall be served upon the commission, or upon such person as the commission may designate and such service shall be deemed completed service on all parties, and there shall be left with the party so served as many copies of the petition as there are defendants and the commission shall forthwith mail one such copy to each such defendant. The commission and all other parties defendant shall file their answers in said action within twenty days after notice of receipt of such petition by the commission or such designated person. With its answer, the commission shall certify and file with said court a transcript of all the testimony and evidence introduced and of all documnets and papers filed in the matter, together with the commission's findings of fact and decision therein. The commission may also, in its discretion certify to

such court questions of law involved in any decision: Provided. that all costs and expenses of preparation and filing of said transcript and all costs taxed by the commission to the appellant shall be fully paid before such answer day by the appellant and such transcript shall contain a cetrificate of the commission showing such payment; and in case of default in such payment, the commission shall certify that fact to the district court, whereupon the petition on appeal shall stand dismissed. In any judicial proceeding under this section, trial upon the record made before the commission, certified to the court as above provided, shall be had to the judge of such court. Such actions, and the questions so certified, shall be heard in a summary manner and shall be given precedence over all other civil cases except cases arising under the workmen's compensation law of this state. An appeal may be taken from the decision of such district court to the Supreme Court of Nebraska, in the same manner, but not inconsistent with the provisions of this Act, as is provided in workmen's compensation cases. In any judicial proceeding under this section, cash bond or corporate surety for costs shall be required for entering such appeal. Upon the final determination of such judicial proceeding, the commission shall enter an order in accordance with such determination. A petition for judicial review shall not act as a supersedeas or stay unless the commission shall so order. An appeal to the supreme court shall not act as a supersedeas unless so ordered by the district court. Costs shall be taxed in said courts the same as in other civil actions and as justice and equity require."

4. Amend the title to printed bill as follows: Line 3, strike "to the Supreme Court of the State of Nebraska". Line 4, insert "decisions or" before "orders".

(Signed) CHARLES A. DAFOE, Chairman.

LEGISLATIVE BILL NO. 437. Indefinitely postponed

Public Highways and Bridges

LEGISLATIVE BILL NO. 411. Placed on General File
LEGISLATIVE BILL NO. 504. Indefinitely postponed.

(Signed) FRANK S. WELLS, Chairman.

Revenue

LEGISLATIVE BILL NO. 172. Placed on General File.
LEGISLATIVE BILL NO. 222. Placed on General File.
LEGISLATIVE BILL NO. 231. Placed on General File.

(Signed) W. F. HAYCOCK, Chairman.

Banking and Insurance

LEGISLATIVE BILL NO. 316. Placed on General File.
LEGISLATIVE BILL NO. 399. Placed on General File.

(Signed) LELAND R. HALL, Chairman.

Judiciary

LEGISLATIVE BILL NO. 192. Indefinitely postponed.
LEGISLATIVE BILL NO. 200. Indefinitely postponed.
LEGISLATIVE BILL NO. 216. Placed on General File.
LEGISLATIVE BILL NO. 241. Placed on General File.
LEGISLATIVE BILL NO. 293. Indefinitely postponed.
LEGISLATIVE BILL NO. 294. Indefinitely postponed.
LEGISLATIVE BILL NO. 317. Indefinitely postponed.
LEGISLATIVE BILL NO. 342. Indefinitely postponed.
LEGISLATIVE BILL NO. 347. Indefinitely postponed.
LEGISLATIVE BILL NO. 357. Indefinitely postponed.
LEGISLATIVE BILL NO. 360. Indefinitely postponed.
LEGISLATIVE BILL NO. 406. Indefinitely postponed.
LEGISLATIVE BILL NO. 407. Indefinitely postponed.
LEGISLATIVE BILL NO. 416. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 416:

Section 1, Line 30, strike the word "seven" and insert in lieu thereof the word "six".

Title, Line 7, strike the word "seven" and insert in lieu thereof the word "six".

LEGISLATIVE BILL NO. 446. Indefinitely postponed.
LEGISLATIVE BILL NO. 458. Indefinitely postponed.
LEGISLATIVE BILL NO. 500. Indefinitely postponed.
LEGISLATIVE BILL NO. 503. Indefinitely postponed.
LEGISLATIVE BILL NO. 532. Indefinitely postponed.
LEGISLATIVE BILL NO. 546. Indefinitely postponed.
LEGISLATIVE BILL NO. 551. Placed on General File.

(Signed) CHARLES A DAFOE, Chairman.

MOTION—To Re-refer L. B. No. 207

Mr. President: I move that L. B. No. 207 be re-referred from Committee on Judiciary to Committee on Public Health and Miscellaneous Subjects.

(Signed) CHARLES A. DAFOE.

The motion prevailed.

Enrollment and Review

LEGISLATIVE RESOLUTION NO. 4. Placed on Select File with amendments.

Enrollment and Review amendments to L. R. No. 4:

Amend the Standing Committee Amendment, line 1 by inserting the punctuation "," before the word "not"; strike from line 2 of said amendment the following: "Five Hundred Dollars ($500.00)" and insert in lieu thereof the following:

"five hundred dollars, as provided in Section 1, Legislative Bill No. 552, Fifty-second Session, Nebraska State Legislature: Provided, the fund herein appropriated shall be expended in accordance with the provisions of Section 2, Legislative Bill No. 10, Fifty-second Session, Nebraska State Legislature".

Amend the printed resolution, page 1, Preamble, paragraph 5, line 3 by striking therefrom the punctuation "." therein and by inserting in lieu thereof the following: ", NOW THEREFORE"; and in line 1, page 2 strike therefrom the following: "NOW THEREFORE,"; and in line 3 on said page 2 insert the punctuation ":" after the word "ASSEMBLED". Apply same to original resolution.

Amend the printed and original resolution paragraph 1, line 6 by striking the first punctuation ",".

LEGISLATIVE BILL NO. 73. Correctly engrossed.
LEGISLATIVE BILL NO. 161. Correctly engrossed.
LEGISLATIVE BILL NO. 125. Correctly re-engrossed.
LEGISLATIVE BILL NO. 123. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

March 10, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 5:00 P. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 72.
LEGISLATIVE BILL NO. 37.
LEGISLATIVE BILL NO. 59.
LEGISLATIVE BILL NO. 122.
LEGISLATIVE BILL NO. 126.
LEGISLATIVE BILL NO. 78.
LEGISLATIVE BILL NO. 79.

LEGISLATIVE BILL NO. 80.

(Signed) ROBT. M. ARMSTRONG, Chairman.

RESOLUTION

Respecting the Memory of Henry M. Springer.

Introduced by L. B. Murphy.

The world's a bubble, and the life of man
Less than a span.

We are reminded that the whole life of man is but a point of time. On Tuesday March 9, 1937, Henry M. Springer, 77, died at Mitchell, Nebraska, as a result of a hand infection. He served as a State Senator in this Legislature from the Thirty-third Senatorial District during the forty-seventh and forty-eighth sessions in 1931. Henry Monroe Springer was born in Green Castle, Sullivan County, Missouri. His ancestry was German. He came to Nebraska in 1889 after having married Alice Bottenberg in 1882. His family consisted of five children. He typified the hardy pioneer to whom this state is so greatly indebted for the prosperity of western Nebraska. In 1884 Springer herded horses across the ranges from Idaho to Camp Clark near the present site of Bridgeport. He lived in eastern Wyoming for one year before establishing his home at Mitchell, Nebraska. He carried on the business activities of banker, stockman and farmer. He was county commissioner of Scotts Bluff County for fifteen years and served as mayor of Mitchell, Nebraska.

WHEREAS, this Legislature has heard with profound sorrow of the death of Henry M. Springer, and

WHEREAS, he entered with zeal and enthusiasm into every undertaking throughout his career as a legislator, being considered and esteemed in all things a man of sovereign parts,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That in the death of Henry M. Springer, the state has lost a distinguished citizen of rare ability; that he was always tolerant to others, conceding to all the independence of thought and action which he exercised for himself; that he was truly a friend of the people, subservient to their wishes, conditions and interests; that while a mere word of sympathy can never remove grief nor restore loss, yet we would assure the bereaved family of our deep sorrow and heartfelt sympathy.

2. That the Chief Clerk of the Legislature be directed forthwith to send to the family of the deceased, a copy of this resolution, properly authenticated and suitably engrossed, after the same shall have been spread at large upon the journal of this Legislature, as an expression of our profound reverence to Henry M. Springer's memory.

By unanimous consent the rules were suspended and the resolution adopted.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 554.

(Signed) A. L. MILLER.

The motion prevailed with 30 ayes, 1 nay, 12 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 554. By Miller.

A Bill for an Act relating to general welfare and social security; to provide for the levy, assessment, collection, payment and distribution of a tax on tobaccos sold within the state of Nebraska for the benefit of the "State Assistance Fund"; to define the duties of the Department of Agriculture and Inspection and the State Treasurer imposed under the provisions of this Act; to create the "Tobacco Tax Fund"; to appropriate specifically the sum of Five Thousand Dollars from the General Fund of the state for the initial cost of administering this Act and to provide for its repayment; to provide penalties for the violation thereof; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 554 read the second time.

A. L. MILLER.

The motion prevailed with 30 ayes, 1 nay, 12 not voting.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 554. By Miller.

Referred to Committee on Revenue.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 58. (With emergency clause)

A Bill for an Act to amend Section 44-912, C. S. Supp., 1933, relating to insurance; to provide the method of paying members and policy-holders in assessment hail associations when the assets of the company shall be insufficient to pay the losses due the members in any one year; to provide that the salaries and commissions of officers shall be considered a part of the assets; to provide that the salaries and commissions of officers and agents shall be subject to approval of the Director of the Department of Insurance of the State of Nebraska; to provide that unpaid premium or assessment notes more than twelve months past due shall be reported to said Director and shall be placed for collection upon such terms as said Director approves; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Armstrong
Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 2:

Haycock
Peterson, J. B.

Not voting, 5:

Cady	McMahon	Pizer	Regan
Johnson, W. R.			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Recommit L. B. No. 220 to General File

Mr. President: I move that Legislative Bill No. 220 be recommitted to General File in the Committee of the Whole for the following specific amendments:

1. Amend the printed bill, final form on Third Reading, title, line 2, by striking therefrom the word "appropriate" and by inserting in lieu thereof the following:

"reappropriate from the Aviation Fund of the state of Nebraska".

2. Amend the printed bill, final form on Third Reading, page 1, Section 1, line 1 by striking therefrom the word "appropriated" and by inserting in lieu thereof the word "re-appropriated"; and in line 2 of said Section 1 strike "general fund" and insert in lieu thereof "Aviation Fund".

3. Amend the printed bill, final form on Third Reading, Section 2, line 1 by striking therefrom the word "appropriated" and by inserting in lieu thereof the word "reappropriated".

4. Amend the printed bill, page 2, Section 3, line 4 by striking therefrom the word "appropriated" and by inserting in lieu thereof the word "reappropriated".

(Signed) SCHULTZ.

The motion was lost with 16 ayes, 20 nays, 7 not voting.

LEGISLATIVE BILL NO. 220. (With emergency clause)

A Bill for an Act specifically to appropriate the sum of Ten Thousand Dollars ($10,000.00) for the purpose of providing the Nebraska National Guard Aerial Squadron with a base for its operations for the biennium ending June 30, 1939; to provide that said funds shall be immediately available; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third

Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 33:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 5:

Carlson
Frost
Howard
Schultz
Worthing

Not voting, 5:

Adams, E. A.
Cady
McMahon
Pizer
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATION OF VOTE

Mr. President: I cannot vote for L. B. No. 220 because it forces the already overburdened tax-payer to pay the cost, when funds are available from the Aeronautics Fund.

(Signed) SCHULTZ.

LEGISLATIVE BILL NO. 117. (With emergency clause)

A Bill for an Act to amend Section 79-2408, C. S. Supp., 1933, relating to schools; to provide for the transportation of pupils in consolidated school districts whose parents reside adjacent to a highway; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Cady
McMahon
Pizer
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

COMMITTEE OF THE WHOLE

At 10:40 A. M. Mr. Brandt moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Diers in the Chair.

After some time spent therein, the Committee arose and by its chairman submitted the following report:

LEGISLATIVE BILL NO. 52. Referred to Committee on Enrollment and Review for review, with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Forty-fourth Day. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 53. Referred to Committee on Enrollment and Review for review, with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Forty-fourth Day. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 373. Recommend recommittment to Committee on Public Highways and Bridges for amendments, with the following recommendation:

Amend Sec. 3 of printed bill to read that until March 1, 1939, one-half of the added one-cent gasoline tax imposed by Secs. 1 and 2 of said Act be credited to the State Assistance Fund and one-half of said added one-cent tax be credited to the Department of Roads and Irrigation to be used only for the construction of "feeder" roads in the counties in proportion to the motor vehicle registration of the last preceding year. Provided that any amount remaining after the Federal allotment for county "feeder" roads has been matched may be used by the Department of Roads and Irrigation for maintenance and construction of state and federal highways in the respective counties.

(Signed) W. H. DIERS, Chairman.

The report was adopted.

MOTION—To Recommit L. B. No. 158

Mr. President: I move that L. B. No. 158 be recommitted to the Committee on Public Highways and Bridges.

CHARLES A. DAFOE.

The motion prevailed.

MOTION—To Adjourn

At 1:00 P. M. on motion of Mr. Diers the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FIFTIETH DAY

Legislative Chamber,

Lincoln, Nebraska, March 12, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Pizer and Regan who were excused.

The Journal for the Forty-ninth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Tvrdik, favoring the Child Labor Amendment; Mr. Dunn, Mr. Jurgensen, Mr. Tvrdik, opposing the Child Labor Amendment; Mr. Tvrdik, opposing L. B. No. 371; L. B. No. 250 and L. B. No. 393; Mr. Dunn, opposing L. B. No. 97; Mr. Gantz opposing the diversion of gasoline tax funds from the construction and maintenance of state highways; Mr. Haycock, recommending that all public utilities be assessed and that in counties over 5000 population the county assessor be given the duty of issuing automobile licenses and collecting automobile taxes.

COMMUNICATIONS

A letter was read from Mr. and Mrs. R. C. Regan expressing their appreciation of the courtesies extended by the members of the Legislature during Mr. Regan's recent illness in Lincoln.

NOTICE OF COMMITTEE HEARINGS

Appropriations

L. B. No. 364, Continued to Monday, March 29, 1937, 2:00 **P. M.**

Labor and Public Welfare

L. B. No. 450, Friday, March 19, 1937, 2:00 P. M.
L. B. No. 242, Wednesday, March 24, 1937, 2:00 P. M.
L. B. No. 331, Wednesday, March 24, 1937, 2:00 P. M.
L. B. No. 441, Friday, April 2, 1937, 2:00 P. M.
L. B. No. 468, Friday, April 2, 1937, 2:00 P. M.
L. B. No. 436, Friday, April 2, 1937, 2:00 P. M.
L. B. No. 174, Wednesday, April 7, 1937, 2:00 P. M.
L. B. No. 538, Friday, April 9, 1937, 2:00 P. M.
L. B. No. 539, Friday, April 9, 1937, 2:00 P. M.
L. B. No. 240, Wednesday, April 14, 1937, 2:00 P. M.

Public Health and Miscellaneous Subjects

L. B. No. 280, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 281, Tuesday, March 16, 1937, 2:00 P. M.

Revenue

L. B. No. 25, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 215, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 387, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 473, Tuesday, March 16, 1937, 2:00 P. M.
L. B. No. 272, Thursday, March 18, 1937, 2:00 P. M.
L. B. No. 244, Thursday, March 18, 1937, 2:00 P. M.
L. B. No. 314, Thursday, March 18, 1937, 2:00 P. M.
L. B. No. 455, Tuesday, March 23, 1937, 2:00 P. M.
L. B. No. 457, Tuesday, March 23, 1937, 2:00 P. M.
L. B. No. 519, Tuesday, March 23, 1937, 2:00 P. M.
L. B. No. 449, Thursday, March 25, 1937, 2:00 P. M.
L. B. No. 431, Tuesday, March 30, 1937, 2:00 P. M.
L. B. No. 475, Tuesday, March 30, 1937, 2:00 P. M.
L. B. No. 535, Tuesday, March 30, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 334. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 334:

(1) Line 11 of the title, after the word "improvements" add "and repairs".

(2) Section 1, line 6, strike out the word "twenty" and substitute "fifteen".

(3) Line 11, after the word "improvements" add "and repairs".

(4) Line 12, strike out the word "forty" and substitute "thirty-five".

(5) Line 17, after the word "improvements" add "and repairs", and strike out the word "forty" and substitute "fifty".

(6) Line 21, after the word "improvements" add "and repairs".

LEGISLATIVE BILL NO. 340. Placed on General File with amendment.

Standing Committee amendments to L. B. No. 340:

(Note: Capital letters indicate stricken matter, black face type indicates new matter.)

1. Amend the printed bill, page 1, title, by striking all of said title after the word and punctuation "agriculture;" in line 2 therein and by inserting in lieu thereof the following:

"to provide for the **furtherance and promotion of agricultural and horticultural interests and for the** carrying on of experiments pertaining to the growing of FINISHED **finishing** feeds under irrigation for live stock; to provide for the establishing of a station of the Agricultural Experiment Station of the University of Nebraska, within the limtis of VALLEY COUNTY, **the North Loup River Public Power and Irrigation District in** Nebraska, where various experiments **in agriculture, horticulture and in** growing FINISHED **finishing** feeds under irrigation for live stock shall be conducted; to appropriate twenty thousand dollars, or so much thereof as may be necessary for the carrying on of this work; empowering the Board of Regents of the University of Nebraska to enforce the provisions of this Act; and to declare an emergency."

2. Amend the printed bill, page 1, caption, "Introduced by", line 4, by striking the conjunction "and" and by inserting in lieu thereof the punctuation ","; and by inserting after the word "Dodge" in said line 4 the following:

"and W. F. Haycock of Custer".

3. Amend the printed bill, Preamble, pages 1 and 2, by striking all of said Preamble and by inserting in lieu thereof the following:

"PREAMBLE

WHEREAS, if a sub-station of the Agricultural Experiment Station of the University of Nebraska were established within the limits of VALLEY COUNTY, **the North Loup River Public Power and Irrigation District,** for the purpose of carrying on various experiments in **agriculture, horticulture and in** growing FINISHED **finishing** feeds under irrigation for live stock on an EXPERIMENT **experimental** farm, part of which **is** to be situated on irrigated land NEAR THE CITY OF ORD IN SAID COUNTY **within the aforesaid district** NORTH OF LATITUDE 41° 30′ AND EAST OF LONGITUDE 99° 10′, it would be of inestimable value to the farmers and stock raisers of **east** central Nebraska in developing improved methods **in agriculture and horticulture and in the producing** of PRODUCTION OF FINISHED **finishing** feeds **under irrigation** for live stock in the east central portion of Nebraska, where irrigation will soon be practiced, and

WHEREAS, the United States Department of Agriculture has made a general survey of east central Nebraska and has concluded that the location of SAID **a** sub-station partly on irrigated land IN VALLEY COUNTY, NEBRASKA, NEAR **within the confines of** the North Loup River Public Power and Irrigation District development is the logical site to carry on the type of EXPERIMENTATION **experimental** work desired to the greatest advantage of the agricultural interests in this state, and

WHEREAS, the experiments carried on at other sub-stations in Nebraska are of no benefit to east central Nebraska agriculture, conditions being entirely different, and

WHEREAS, the authorization of the establishment of said substation as hereinafter provided will be of lasting value to the entire state of Nebraska in that the dissemination of practical knowledge CONCERNING **in agriculture, horticulture and** the production of FINISHED **finishing** feeds under irrigation for live stock will increase the wealth and thereby the purchasing power of that region, NOW THEREFORE".

4. Amend the printed bill, pages 2 and 3, by striking all of said printed bill after the enacting clause and by inserting in lieu thereof the following:

"Section 1. For the furtherance and promotion of the agricultural interests in the east central area of this state, an experimental sub-station which conducts various experiments in **agriculture, horticulture and in** growing FINISHED **finishing** feeds under irrigation for live stock, shall be established IN VALLEY COUNTY, NEAR THE CITY OF ORD THEREIN **within the limits of the North Loup River Public Power and Irrigation District** NORTH OF LATITUDE 41° 31′ AND EAST OF LONGITUDE 99° 10′, which station shall be under the control and management of the Board of Regents of the University of Nebraska.

Sec. 2. The Board of Regents shall have control and supervision of said sub-station, and shall appoint such employees as to them shall appear necessary to obtain the best results with respect to carrying on various experiments **in agriculture, horticulture and** in growing FINISHED **finishing feeds** under irrigation for live stock under conditions existing in east central Nebraska. They shall fix the sal aries and compensation of employees and shall establish such rules and regulations as they may, from time to time, deem necessary.

Sec. 3. The object of such experimental sub-station shall be to determine the most feasible and practical methods of **practicing agriculture and horticulture and of** growing FINISHED **finishing** feeds on irrigated land for live stock.

Sec. 4. The proceeds arising from the sale of the products of said sub-station shall be applied to liquidate the running expenses thereof. All moneys so accruing shall be credited as coming from the state shall be applied as part of the whole **payment of the** amount which shall be appropriated from the funds of the state of Nebraska for the maintenance of said station.

Sec. 5. To enable the Board of Regents to carry out the porvisions of the four preceding sections, they are hereby authorized to expend such amount of money as they deem necessary from any moneys hereafter appropriated, to carry out the spirit and intent of the four preceding sections.

Sec. 6. There is hereby appropriated out of any money in the general fund of the state of Nebraska not otherwise appropriated, the sum of twenty thousand dollars, or so much thereof as may be necessary, for carrying out the provisions of the preceding sections. The Auditor of Public Accounts is hereby authorized and directed to draw warrants on the general fund of the state of Nebraska, upon presentation to him by the Regents of the University of Nebraska of certified vouchers in an amount not to exceed the sum herein appropriated, and the state Treasurer is hereby directed to countersign and to pay the same.

Sec. 7. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

LEGISLATIVE BILL NO 412. Placed on General File.
LEGISLATIVE BILL NO. 531. Placed on General File.

(Signed) FRANK J. BRADY, Chairman.

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 131. Placed on General File with amendment.

Standing Committee amendment to L. B. No. 131:

Amend the printed bill, page 2, by striking Section 3, and renumbering the sections to conform.

LEGISLATIVE BILL NO. 137. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 137:

Amend the printed bill, Section 1, page 1, lines 2 and 3 by striking the following:

"production, manufacturer,"

Amend the printed bill, Section 1, page 1, line 5 by striking out the following:

"or the product or service of any public utility".

Amend the printed bill, Section 1, page 2, line 19 by striking out beginning with the word "this" down to and including the period following the word "rates" in line 22.

Insert a period after the word "commodity" in line 19.

Amend the printed bill by striking out all of Section 3 on pages 2 and 3 and by inserting in lieu thereof the following:

Section 3. It shall be unlawful for any person, partnership, firm, corporation, joint stock company, or other association engaged in business within this State to sell, offer for sale or advertise for sale any article or product, or service or output of a service trade, at less than the cost thereof to such vendor, or give, offer to give or advertise the intent to give away any article or product, or service or output of a service trade where the effect of such sale below cost, or the giving, offering to give, or advertise the intent to give away any article or product, or service, or the output of a service trade, may lessen, injure, destroy, prevent, hinder or supress the competition of competitors of such person, partnership, firm, corporation, joint stock company, or other association engaged in business within this state.

The term "cost" as applied to distribution "retail cost" shall mean whichever is lower of the following, (1) the purchase price of the merchandise to the retailer at the retail outlet within 30 days (thirty) prior to the sale of such merchandise by the retailer, or (2) the replacement cost of such merchandise to the retailer, in the quantity last purchased by the retailer, within 30 (thirty) days prior to the sale of such merchandise by the retailer; less any trade discounts, but exclusive of discounts for cash, and plus a mark-up amounting to less than the minimum cost of distribution by the most efficient retailer, which mark-up, in the absence of proof to the contrary, shall be six percent (6%) provided that, in the event of a cost of distribution lower than six percent (6%) can be proved by the retailer, then the mark-up shall be reduced to such lower figure. In all retail sales involving more than one item or commodity the retailer's selling price on individual items or commodities shall be computed on the "cost to the retailer" as herein defined. As applied to distribution "wholesale cost" shall mean whichever is lower of the following, (1) the purchase price of the merchandise to the wholesaler within 60 (sixty) days prior to the sale of such merchandise by the wholesaler, or (2) the replacement cost of such merchandise to the wholesaler in the quantity last purchased within 60 (sixty) days prior to the sale of such merchandise by the wholesaler, less any trade discount, but exclusive of discounts for cash, and plus the cost of doing business by said wholesaler.

The actual percentage of the cost of doing business or overhead expense shall be defined as the percent which the total cost of doing business applicable to the twelve months immediately preceding any alleged violation is of the total volume of business done or sales made during that period, or in the event of any person, partnership, firm, corporation, joint stock company, or other associations, shall be engaged in business within the State for a shorter period of time in that event the average cost for such period immediately preceding any alleged violation of this act, and must include without limitation the following items of expense: Labor (including salaries of executives and officers), rent, interest on borrowed capital, depreciation, selling cost, maintenance of equipment, buildings and fixtures, transportation and delivery cost, light, heat, power and water, credit losses, all types of licenses, taxes, insurance and advertising.

LEGISLATIVE BILL NO. 485. Placed on General File.
LEGISLATIVE BILL NO. 312. Placed on General File.
LEGISLATIVE BILL NO. 365. Placed on General File.

(Signed) W. E. WORTHING, Chairman.

Government

LEGISLATIVE BILL NO. 245. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 245:

1. Amend the printed bill, page 1, title, line 2 by inserting after the word "ACT" therein the following:

"relating to counties and county government;".

2. Amend the printed bill, title, line 11 by inserting after the word "emergencies" therein the following:

"and for payment thereof by a tax levy or otherwise".

3. Amend the printed bill, page 1, title, line 12 by striking the word "act" therein and by inserting in lieu thereof the word "Act"; and in line 14 of said title strike the word "bill" therein and insert in lieu thereof the word "Act"; and on page 1 in the caption "Introduced by" strike the punctuation "," in said caption and insert in lieu thereof the word "and".

4. Amend the printed bill, page 1, Section 1, line 1 by striking the word "act" therein and by inserting in lieu thereof the word "Act"; and in line 1 of said Section 1 insert the punctuation " " " before the word "County" therin and in line 2 of said Section 1 insert the punctuation " " " after the figures "1937" therein.

5. Amend the printed bill, pages 1 to 7 inclusive, Sections 2 to 14 inclusive by striking the first word "Section" in line 1 in each of said sections respectively and by inserting in lieu thereof the following: "Sec."; and in each of said sections after the first arabic numerals therein strike all catch headings, if any there be.

6. Amend the printed bill, page 1, Section 2, line 1 by striking "act" therein and by inserting "Act"' in lieu thereof.

7. Amend the printed bill, page 2, Section 3, line 7 by striking therefrom "and/".

8. Amend the printed bill, page 2, Section 4, by engrossing parts I, II and III of said section so that the entire section will constitute a single paragraph.

9. Amend the printed bill, page 2, Section 4, line 20 by striking "act" and inserting "Act" in lieu thereof.

10. Amend the printed bill, page 3, Section 5 by engrossing all of the subject matter of said section so that the same will constitute a single paragraph.

11. Amend the printed bill, page 3, Section 5, line 7 by striking the word "act" and by inserting in lieu thereof the word "Act".

12. Amend the printed bill, page 3, Section 5, line 16 by inserting after the word "some" and before the word "newspaper" therein the word "legal"; and in line 17 of said Section 5 strike the word "none" and insert in lieu thereof the words "no legal newspaper"; and also in said line 17 insert the word "legal" after the last word "some" therein.

13. Amend the printed bill, page 4, Section 7, line 4 by striking the punctuation";" therein and by inserting in lieu thereof the punctuation ":"; and engross said section 7 so that the same will constitute a single paragraph.

14. Amend the printed bill, page 4, Section 7, line 26 by striking the word "less" therein and by inserting in lieu thereof the word "more".

15. Amend the printed bill, page 4, Section 7, line 27 by inserting after the word "preceding" and before the word "year" therein the word "calendar".

16. Amend the printed bill, page 4, Section 7, line 32 by striking the second punctuation "," therefrom; and on page 5 in line 44 of said Section 7 strike "act" and insert in lieu thereof "Act".

17. Amend the printed bill, page 5, Section 8, line 3 by striking therefrom "90%" therein and by inserting in lieu thereof "ninety per cent".

18. Amend the printed bill, page 5, Section 8, line 6 by inserting after the word "maintenance" and before the word "expenses" therein the words "and administrative".

19. Amend the printed bill, page 6, Section 12 by striking that part of said section commencing with the preposition "of' in line 2 therein down to and including the word and punctuation "employment." in line 6 therein and by inserting in lieu thereof the following:

"of this Act shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined not less than one hundred dollars nor more than five hundred dollars for each offense; and, as part of the judgment of conviction, the court shall forfeit the term and tenure of the office or the employment of the person so convicted and shall order that said person be removed from his said office or employment.".

20. Amend the printed bill, page 6, Section 12, line 13 by striking therefrom the word "incures" and by inserting in lieu thereof the word "incurs"; and in line 14 of said Section 12 strike "act" and insert in lieu thereof "Act".

21. Amend the printed bill, page 7, Section 12, line 18 by striking therefrom the word and punctuation "act," therein and by inserting in lieu thereof the following:

"Act, whether the liability of the county to pay for such supplies, materials, merchandise, equipment or services is based upon said contract or upon quasi-contract, or upon an obligation arising by operation of law,".

22. Amend the printed bill, page 7, Section 12, line 22 and lines 1, 3, 4 and 5 of Section 13 and lines 1 and 3 of Section 14 by striking the word "act" wherever the same appears therein and by inserting in lieu thereof in each instance respectively the word "Act".

LEGISLATIVE BILL NO. 246. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 246:

1. Amend the printed bill, page 1, title, by striking that part of said title commencing with the word "Compiled" in line 2 therein down to and including the figures and punctuation "1935," in line 3 therein and by inserting in lieu thereof the following:

"C. S. Supp., 1933, as amended by Section 1, Chapter 52, Session Laws of Nebraska, 1935, relating to revenue;".

2. Amend the printed bill, title, line 8 by striking the punctuation "," therein and by inserting in lieu thereof the punctuation ";"; and in line 8 of said title insert after the word "section" therein the words "as amended".

3. Amend the printed bill, caption "Introduced by" by striking the punctuation "," therein and by inserting in lieu thereof the conjunction "and".

4. Amend the printed bill, page 1, Section 1 by striking that part of said section commencing with the word "Compiled" in line 1 therein down to and including the figures and punctuation "1935," in line 2 therein and by inserting in lieu thereof the following:

"C. S. Supp., 1933, as amended by Section 1, Chapter 52 Session Laws of Nebraska, 1935,".

5. Amend the printed bill, page 1, Section 1 by striking that part of said section commencing with the word "County" in line 4 therein down to and including the word and punctuation "for." in line 6 therein.

6. Amend the printed bill, page 1, Section 1, line 11 by striking the punctuation "( )" wherever the same appears therein.

7. Amend the printed bill, page 2, Section 1, line 46 by striking the punctuation "( )" wherever the same appears therein

8. Amend the printed bill, page 3, Section 1, line 52 by striking the punctuation "( )" wherever the same appears therein.

9. Amend the printed bill, page 4, Section 2, line 1 and Section 3, line 1 by striking the first word "Section" wherever the same appears therein respectively and by inserting in lieu thereof "Sec.".

10. Amend the printed bill, page 4, Section 2, by striking that part of said section commencing with the word "Compiled" in line 1 therein down to and including the figures and punctuation "1935," in line 3 therein and by inserting in lieu thereof the following:

"C. S. Supp., 1933, as amended by Section 1, Chapter 52, Session Laws of Nebraska, 1935,".

11. Amend the printed bill, page 4, Section 3, lines 1 and 3 by striking the word "act" wherever the same appears in said lines and insert in lieu thereof the word "Act".

(Signed) P. L. CADY, Chairman.

Commerce and Communications

LEGISLATIVE BILL NO. 372. Indefinitely postponed.
LEGISLATIVE BILL NO. 534. Indefinitely postponed.

(Signed) JOHN KNICKREHM, Vice-Chairman.

Public Highways and Bridges

LEGISLATIVE BILL NO. 158. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 158:

1. Amend the final form printed bill, as amended, by striking the figure, "8", in line 14 of the title and insert in lieu thereof the figure "10".

2. Amend the printed bill, as amended, Page 5, Section 4, line 8 by striking the word "eight" and inserting in lieu thereof the word "ten".

(Signed) FRANK S. WELLS, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 176. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 176:

Strike all of Sections 1 and 4. Renumber "Section 2." as "Section 1."; "Section 3." as "Sec. 2."; " Section 5." as "Sec. 3."; "Section 6." as "Sec. 4"; "Section 7." as "Sec. 5."; and "Section 8." as "Sec. 6."

Section 5, line 1 of printed bill, line 1 of the original bill, strike "Supplement 1935" and insert "Supp., 1933," in lieu thereof.

Section 6, line 1 of the printed and original bill, strike "Supplement 1935" and insert "Supp., 1933" in lieu thereof.

Strike the Committee of Whole Amendments.

Correct introducing clause in original bill as follows: "E. M. Neubauer of Harlan."

Section 2, strike all of lines 1 and 2 therein and insert in lieu thereof the following:

"Section 1. That Section 88-323, C. S. Supp., 1933, as amended by Section 2, Chapter 189, Session Laws of Nebraska, 1935, be amended to read as follows:";

and in lines 7 and 8 of the printed and original bill, strike the words **"is hereby permanently appropriated to** and used by" and insert in lieu thereof the following: **", if and when specifically appropriated by the Legislature during any biennium, shall be perpetually dedicated to the uses and pusposes of";**

And in lines 8 and 9 of said Section 2 strike the following: ", or so much thereof as may be necessary".

Section 3, strike all of lines 1 and 2 of the printed and original bill, and insert in lieu thereof the following:

"Sec. 2. That Section 88-324, C. S. Supp., 1933, as amended by

Section 3, Chapter 189, Session Laws of Nebraska, 1935, be amended to read as follows:".

Section 5, strike all of lines 1 and 2 of the printed and original bill, and insert in lieu thereof the following:

"Sec. 3. That Section 88-330, C. S. Supp., 1933, be amended to read as follows:".

Section 6, strike all of lines 1 and 2 of the printed and original bill and insert in lieu thereof the following.

"Sec. 4. That Section 88-331, C. S. Supp., 1933, be amended to read as follows:".

Amend the printed and original bill, by striking all of Section 7 thereon and by inserting in lieu thereof the following:

"Sec. 5. That said original Section 88-323, C. S. Supp., 1933, as amended by Section 2, Chapter 189, Session Laws of Nebraska, 1935, is hereby repealed; that said original Section 88-324, C. S. Supp., 1933, as amended by Section 3, Chapter 189, Session Laws of Nebraska, 1935, is hereby repealed; and that said original Sections 88-330 and 88-331, C. S. Supp., 1933, are hereby repealed.".

Amend the printed and original bill, Title, by striking all of said title after the word "amend" in line 2 therein and by inserting in lieu thereof the following:

"Section 88-323, C. S. Supp., 1933, as amended by Section 2, Chapter 189, Session Laws of Nebraska, 1935; to amend Section 88-324, C. S. Supp., 1933, as amended by Section 3, Chapter 189, Session Laws of Nebraska, 1935; and to amend Sections 88-330 and 88-331, C. S. Supp., 1933, relating to warehousing grain on farms; to provide that the fees arising under this Act shall be perpetually dedicated during any biennium, if and when specifically appropriated by the Legislature, for the proper enforcement thereof; to prescribe the form of seal to be used in connection with the administration thereof; to provide penalties for the violation thereof; to repeal said original sections as amended; to repeal said original sections; and to declare an emergency.".

LEGISLATIVE BILL NO. 196. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 196:

Amend the Title, by striking all of said title after the word "ACT" in line 2 and by inserting in lieu thereof the following:

"to amend Section 20-409, Compiled Statutes of Nebraska, 1929, relating to venue of civil actions; to provide where actions for tort may be brought; and to repeal said original section.".

Amend the printed and original bill, Caption "Introduced by" by striking the word "Senator" therein; and also inserting after the word "Howard" the following: "R. M. Howard of McPherson, Harry E. Gantz of Box Butte, R. C. Regan of Platte and Alois Slepicka of Saline."

Amend the printed and original bill, Section 2, line 1 by striking the first word "Section" and inserting in lieu thereof the abbreviation "Sec." and in line 1 of the printed bill, line 2 of the original bill, strike the comma after the word "Statutes" and insert in lieu thereof the preposition "of".

Section 1, line 6 of the printed bill, line 7 of the original bill, insert a comma after "defendants". Line 8, insert a comma after "defendants".

LEGISLATIVE BILL NO. 205. Placed on Select File.
LEGISLATIVE BILL NO. 93. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 93:

1. Amend the Standing Committee Amendments, page 1, paragraph 1, line 1 by inserting the punctuation "," after the word "purchase" therein.

2. Amend the Standing Committee Amendments, page 1, paragraph 3, line 3 by engrossing the word "Sheriff" therein in lower case.

3. Amend the Standing Committee Amendments, page 1, paragraph 3, line 7 by engrossing the words "Chief" and "Police" in lower case.

4. Renumber the remaining sections of said bill to correspond with Standing Committee Amendments, paragraph 5, adding a new Section 4 to said bill.

5. Engross paragraph 5, Standing Committee Amendments, page 1 so that the same will constitute a solid unit of subject matter in a single paragraph; and enclose the figures "1." and "2." in lines 3 and 5 of said paragraph 5 in parentheses.

6. Amend the Standing Committee Amendments, paragraph 6, line 2 by inserting "(c)" before the word "unless" therein; and insert

the punctuation ";" after the word "months" in said line 3 and renumber subsections "(c)" and "(d)" so that the same will be subsections "(d)" and "(e)" respectively.

7. Amend the Standing Committee Amendments, page 2, paragraph 9, line 4 by striking the words "The Treasurer" therein and by inserting in lieu thereof the following: "by the treasurer".

8. Amend the Standing Committee Amendments, page 2, paragraph 11, line 2 by inserting the word "shall" after the word "or" and before the word "pay" therein; and in said line 2 of said paragraph 11 strike "$500" and insert in lieu thereof "Five Hundred Dollars ($500.00)".

9. Amend the Standing Committee Amendments, page 2, paragraph 12, line 2 by inserting the word "shall" after the word "or" and before the word "pay" therein; and in said line 2 strike "$500" and insert in lieu thereof "Five Hundred Dollars ($500.00)".

10. Amend the Standing Committee Amendments, page 2, paragraph 14, line 2 by engrossing the words "County Jail" in lower case.

11. Amend the Standing Committee Amendments, page 2, paragraph 15, line 2 by inserting the word "shall" before the word "pay" and after the word "or" therein; and in said line 2 strike "$500" and insert in lieu thereof "Five Hundred Dollars ($500.00)".

12. Amend the Standing Committee Amendments, page 2, paragraph 16, line 2 by striking the word "whoever" and by inserting in lieu thereof the word "who".

13. Amend the Standing Committee Amendments, page 2, paragraph 17, line 2 by striking the word "transfer" therein and by inserting in lieu thereof the word "transfers".

14. Amend the Standing Committee Amendments, page 2, paragraph 21, line 2 by engrossing the words "County Jail" in lower case and in line 4 of said paragraph 21 strike "$500.00" therein and insert in lieu thereof the following: "Five Hundred Dollars ($500.00)".

15. Amend the Standing Committee Amendments, page 2, paragraph 23, line 2 by engrossing the words "County Jail" in lower case.

16. Amend the Standing Committee Amendments, page 2, paragraph 24, line 3 by inserting after the word "or" and before the word "pay" therein the word "shall"; and in said line 3 strike "$500" and insert in lieu thereof "Five Hundred Dollars ($500.00)".

17. Amend the Standing Committee Amendments, page 3, para-

graph 26, line 3 by striking the punctuation "." therein and by inserting in lieu thereof the punctuation ",".

18. Amend the Standing Committee Amendments, page 3, paragraph 27, line 8 by engrossing the word "Penitentiary" in lower case; and in line 14 of said paragraph 27 strike the punctuation "," therein.

19. Amend the Standing Committee Amendments, page 3, paragraph 29, line 2 by engrossing the words "County Jail" in lower case.

20. Amend the Standing Committee Amendments, page 3, paragraph 31, line 3 by striking the word "provided" therein and by inserting in lieu thereof the following: ": Provided"; and in line 8 of said paragraph 31 engross the word "Penitentiary" in lower case; and in line 17 of said paragraph 31 insert the word "that" after the word "or" and before the article "the" therein.

21. Amend the Standing Committee Amendments, page 3, paragraph 32, line 2 by inserting before the word "It" therein the following: "Sec. 21."; and on page 4, line 7 of said paragraph 32 transpose the word "immediately" so that it follows the word "officer" therein; and in line 8 of said paragraph strike "Who ever" and inserting in lieu thereof "Whoever"; and in line 10 of said paragraph insert the word "shall" after the conjunction "and" and before the verb "be" therein; and in lines 10 and 11 of said paragraph engross the words "County Jail" in lower case; and in line 12 of said paragraph strike "$500" therein and insert in lieu thereof the following:

"Five Hundred Dollars ($500.00)".

22. Amend the Standing Committee Amendments, page 4, paragraph 34, line 3 by inserting the word "take" after the conjunction "and" and before the word "effect" therein; and insert the punctuation "," before the word "from" therein and before the word "according" therein.

23. Amend the printed bill, page 1, title, line 3 by inserting the punctuation "," after the word "purchase" as inserted in Standing Committee Amendment No. 1.

24. Amend the printed bill, page 1, title, line 9 by striking the punctuation "," after the word "Statutes" therein; and in said line 9 strike the punctuation "," after the figures "1929" and insert in lieu thereof the punctuation ";".

25. Amend the printed bill, page 1, Section 1, line 9 by engrossing the word "pawn-broker" therein as a single word "pawn-

broker"; and also wherever the same appears throughout said Act.

26. Amend the printed bill, pages 2, 3, 4, 5, 6 and 7, Sections 2 to 19 inclusive, by striking the first word "Section" wherever the same appears in each of said sections and by inserting in lieu thereof the following: "Sec.".

27. Amend the printed bill, page 2, Section 3, line 1 by engrossing the words "Chief" and "Police" in lower case; and in line 3 of said section engross the words "State Sheriff" in lower case.

28. Amend the printed bill, page 2, Section 4, line 1 by striking the punctuation "-" in line 1 therein and by inserting in lieu thereof the punctuation ":"; and engross said Section 4 so that the same will constitute one solid paragraph of statute text.

29. Amend the printed bill, page 2, Section 4, line 18 by inserting after the word "Dollars" therein the following:

"($100.00)".

30. Amend the printed bill, page 3, Section 5, line 2 by inserting after the word "Dollar" therein the following: "($1.00)", and in line 3 of said section engross the word "Treasury" in lower case.

31. Amend the printed bill, page 3, Section 6, lines 2, 5 and 6 by striking therefrom the words "Sheriff of the State of Nebraska" wherever the same appear therein, and by inserting in lieu thereof the following: "state sheriff".

32. Amend the printed bill, page 3, Section 6, line 7 by striking therefrom ", provided however," and by inserting in lieu thereof the following:

": Provided,".

33. Amend the printed bill, page 3, Section 7, line 5 by striking therefrom "$2.50" and by inserting in lieu thereof the following: "Two Dollars and Fifty Cents ($2.50)"; and in line 6 of said section insert the punctuation "," after the word "force" therein; and in line 7 of said section insert the punctuation "," after the word "revoked" therein.

34. Amend the printed bill, page 3, Section 7, line 10 by inserting after the word "Dollars" therein the following: "($500.00)".

35. Amend the printed bill, pages 3 and 4, Section 8 by engrossing subsections (a) and (b) so that the same will constitute one single statute paragraph.

36. Amend the printed bill, page 4, Section 8, line 12 by striking the second conjunction "and" therein; and in line 13 of said Section 8 strike "immediately forward" and insert in lieu thereof the following:

"shall forward immediately".

37. Amend the printed bill, page 4, Section 8, line 37 by inserting after the word "Dollars" therein the following: "($500.00)".

38. Amend the printed bill, page 5, Section 9, line 3 by striking therefrom the words "of this Act" therein and by inserting in lieu thereof the word "thereof".

39. Amend the printed bill, page 5, Section 10, lines 10 and 11 by striking therefrom the words and punctuation "provided however," and by inserting in lieu thereof the following: ": Provided,".

40. Amend the printed bill, page 5, Section 11, line 4 by engrossing the words "County Jail" in lower case; and in line 5 of said Section 11 insert after the word "Dollars" the following:

"($500.00)";

and in line 9, Section 13 engross the words "County Jail" in lower case.

41. Amend the printed bill, page 6, Section 13, line 10 by striking "$500.00" and by inserting in lieu thereof the following: "Five Hundred Dollars ($500.00)".

42. Amend the printed bill, page 6, Section 18, line 1 by inserting the word "That" before the word "Section" therein; and in said line 1 strike the punctuation "," after the word "Statutes" therein and insert in lieu thereof the preposition "of"; and in said line 1 strike the verb "is" and insert in lieu thereof the verb "be".

43. Amend the printed bill, page 7, Section 18, line 11 by striking therefrom "; provided, however," and by inserting in lieu thereof the following:

": Provided,".

44. Amend the printed bill, page 7, Section 19, line 1 by striking therefrom the words "Said original" and by inserting in lieu thereof the word "That"; and in said line 1, Section 19, strike the punctuation "," after the word "Statutes" and insert in lieu thereof the preposition "of".

45. Amend the printed bill, page 7, Section 19, line 6 by en-

grossing the words "military service" in caps and lower case; and in line 7 of said section engross the words "military and naval service" in caps and lower case.

46. Amend the printed bill, page 1, caption "Introduced by" by striking all of said caption beginning with the word "Worthing" and by inserting in lieu thereof the following:

"Wm. E. Worthing of Douglas, Walter R. Johnson of Douglas, Ernest A. Adams of Douglas, R. C. Regan of Platte, John B. Peterson of Saunders, W. H. Diers of York and Chas. F. Tvrdik of Douglas."

LEGISLATIVE BILL NO. 221. Placed on Select File.
LEGISLATIVE BILL NO. 188. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 188:

Section 2, line 2 of the printed bill, line 2 of the original bill, strike "recited" and substitute therefor "provided".

Section 3, line 1 of the printed and the original bill, strike the case letter "a" in "attorney" and "g" in "general" and substitute therefor the capital letters "A" in "Attorney" and "G" in "General".

Section 4, line 5 of the printed bill, line 7 of the original bill, strike the words "auditor of public accounts" and substitute therefor the words "Auditor of Public Accounts".

LEGISLATIVE BILL NO. 253. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 253:

I. Amend the printed bill, page 3, Preamble, last line on said page 3 by striking the punctuation "." after the word "be" therein and by inserting in lieu thereof the following:

", and";

and in the fifth line from the bottom of said page 3 of the printed bill insert after the article "the" and before the word "Department" therein the words "agents of"; and in said line strike therefrom the words "and their agents".

II. Amend the printed bill, page 4, Preamble, paragraph 5, line 3 by striking the following: "Now Therefore," and by inserting in lieu thereof the following: "NOW THEREFORE".

III. Amend the printed bill, page 5, Section 2, line 1 by striking the word "Section" therein and by inserting in lieu thereof the following: "Sec."; and in line 3 of said section strike the word "Specific" and insert in lieu thereof the word "specific".

IV. Amend the printed bill, page 5, Section 4, lines 1 and 3 by striking the words "district court" wherever the same appear in said lines 1 and 3 and insert in lieu thereof the words "District Court" in each instance respectively.

V. Amend the printed bill, page 5, Section 4, line 9 by striking the word "State" therein and by inserting in lieu thereof the word "state".

VI. Amend the printed bill, page 5, Section 5, line 2 by inserting the punctuation "," after the word "effect" and before the preposition "from" therein.

LEGISLATIVE BILL NO. 295. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 295:

Section 2, line 2 of the original bill, line 2 of the printed bill, strike the word "recited" and insert "provided" in lieu thereof.

Line 6 of the original and the printed bill, insert "subject" before "to".

Insert Committee of the Whole amendment to printed bill in original bill.

Correct heading and introducing clause of original bill, by inserting after "Adams" the words "of Douglas".

Amend the original bill and printed bill, Sections 2, 3, 4 and 5 by striking the first word "Section" in lines 1 therein wherever the same appears and by inserting in lieu thereof the abbreviation "Sec.".

Amend the printed and original bill, Section 3, line 1, by striking the punctuation "-" between the words "Attorney" and "General".

Section 1, line 3 of the printed and original bill, strike the case letter "c" in "court" and substitute therefor the capital letter "C".

Section 4, lines 1 and 3 of the printed and original bill, strike the case letter "d" in "district", and "c" in "court" and substitute therefor the capital letters "D" and "C" respectively.

LEGISLATIVE BILL NO. 95. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 95:

I. Amend the printed bill, page 4, Section 3, line 33, by inserting after the preposition "of' and before the word "eminent" therein the following:

"the right of".

II. Amend the printed bill, page 1, caption "Introduced by" by striking all of said caption commencing with the word "Von Seggern" and by inserting in lieu thereof the following:

"E. M. Von Seggern of Cuming, Robert M. Armstrong of Nemaha, P. L. Cady of Dodge, Charles A. Dafoe of Johnson, Fred L. Carsten of Cass, Wm. E. Worthing of Douglas, John Adams, Jr., of Douglas, Ernest A. Adams of Douglas and Amos Thomas of Douglas."

LEGISLATIVE BILL NO. 190. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 190:

I. Amend the printed bill, page 1, Section 1, line 9, by striking therefrom the word "Postal" therein and by inserting in lieu thereof the word "postal".

II. Amend the printed bill, page 1, Section 1, line 14 by striking therefrom ", provided" and by inserting in lieu thereof the punctuation and word ": **Provided,** ".

III. Amend the printed bill, page 2, Section 1, line 18 by striking therefrom ", provided, however," and by inserting in lieu thereof the following:

": Provided, ".

IV. Amend the Standing Committee amendments, page 1, line 8, by inserting after the word **"fifty"** the words **"per cent"**.

LEGISLATIVE BILL NO. 206. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 206:

Amend the Title, line 2 of the printed and original bill, commencing with the word "Compiled" strike all of said title and insert the following: "Compiled Statutes of Nebraska, 1929; and to declare an emergency."

Section 1, strike that part of said section beginning with the word "Compiled" in line 1 therein down to and including the word and punctuation "repealed." in line 2 and by inserting in lieu thereof the following: ", Compiled Statutes of Nebraska, 1929, are hereby repealed."

Amend the printed and original bills, Section 2, line 1 by striking the word "Section" and by substituting therefor the abbreviation "Sec."

Amend the original bill, Caption by inserting the words "of Nemaha" after the word "Armstrong". Strike the word "Senator".

LEGISLATIVE BILL NO. 55. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 55:

Amend the printed bill, page 1, Caption "Introduced by" by striking all of said caption beginning with the word "Gantz" in line 1 therein and by inserting in lieu thereof the following: "Harry E. Gantz of Box Butte, Allen A. Strong of Sheridan, W. F. Haycock of Custer, R. M. Howard of McPherson, L. B. Murphy of Scotts Bluff and A. L. Miller of Kimball."

Section 1, lines 3 and 7 of the printed bill, lines 4 and 10 of the original bill, by striking the capital letter "D" in the word "Director" and substituting therefor the case letter "d".

Amend the Committee of the Whole Amendments, Amendment No. 47, line 1 by striking the punctuation "," before the word "association" therein.

Section 2, line 8 of the printed bill, line 10 of the original bill, strike the comma after the word "Industry".

Section 3, line 5 of the printed bill, line 7 of the original bill, strike the word "fee" and insert in lieu thereof the word "fees".

Section 4, line 13 of the printed bill, line 17 of the original bill, insert after the word "also" the words "conditioned on"; and in line 14 of the printed bill, line 18 of the original bill insert the punctuation ";" after the word "Act"; and in line 17 of the printed bill, line 21 of the original bill, after the word "state" insert the following: "shall be endorsed on said bond".

Title, line 6 of the printed bill, line 9 of the original bill, insert after the word "the" and before the word "fees" the words "license and permit".

Section 12, lines 8 and 9 of the printed bill, line 11 of the original bill, strike the words "and payment thereof".

Section 15, line 1 of the printed and original bill, insert after the word "license" the following: "and permit fees".

Amend the Standing Committee amendments, Amendment No. 20, line 7 by inserting the word "thereof" after the word "transactions" therein; and in line 8 of said amendment strike "as may be".

Amend the Committee of the Whole Amendment No. 55, line 1 by striking the figures "19" therein and by inserting in lieu thereof the figures "15"; and renumber Sections 15, 16, 17 and 18 to correspond with the foregoing amendment.

LEGISLATIVE BILL NO. 198. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 198:

Section 1, line 15 of the printed bill, line 17 of the original bill, insert after the second figure "1" the following: "st".

Section 1, line 17 of the printed bill, line 18 of the original bill, strike the word "owner" and substitute therefor "owners".

Section 2, line 1, of the original and printed bill, strike the first word "Section" and insert in lieu thereof "Sec.".

Amend the title, line 2 of the original and printed bill, insert a comma after the figures and symbol "46-609".

Amend the printed and original bill, Title, by striking all of said title after the word "irrigation" in line 3 and by inserting in lieu thereof the following: "; to provide rules and regulations governing and controlling diversions for direct irrigation; and to repeal said original section."

In the introducing clause insert the words "of Buffalo" after the word "Johnson". Strike the word "Senator".

LEGISLATIVE BILL NO. 211. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 211:

Amend the Standing Committee Amendments, page 1, lines 18 and 20 by striking the word "Section" wherever the same appears therein and by inserting in lieu thereof the abbreviation "Sec.".

LEGISLATIVE BILL NO. 273. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 273:

Amend the original and printed bill, by striking all of Sections 1 and 2 and insert in lieu thereof the following: "Section 1. When the governing authority of any irrigation district of this state elects to collect funds for the operation and maintenance of irrigation works by the levy of tolls or charges against the lands in such district, such tolls and charges and the time of payment thereof shall be levied and fixed by the rules and regulations of such district; and the delivery of water to any parcel of land may be withheld during the time that the tolls and charges levied upon such parcel of land are delinquent and unpaid. Such tolls and charges shall be cumulative; and the delivery of water to any parcel of land may be withheld until all delinquent tolls and charges levied upon such parcel of land for the operation and maintenance of the irrigation works of such district are paid for past years as well as for the current year."

Renumber Sections 3, 4, and 5 as 2, 3, and 4, respectively.

Amend the title by striking all of the third clause thereof.

LEGISLATIVE BILL NO. 404. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 404:

Section 1, line 9 of the printed bill, line 12 of the original bill, strike "," after "necessary". Line 10 of the printed bill, line 14 of the original bill, insert "the" after "in". Line 11 of the printed bill, line 15 of original bill, strike "in", and substitute therefor "into". Strike "first". Line 15 of the printed bill, line 16 of the original bill, strike "," after "flow". Line 12 of printed bill, line 17 of the original bill, strike "," after "silt". Line 15 of printed bill, line 21 of original bill, strike "such". Strike "so" in the same line. Insert "for such purpose" after "used". Line 16 of the printed bill, line 23 of the original bill, strike "outlined" and insert "provided" in lieu thereof.

LEGISLATIVE BILL NO. 1.	Correctly engrossed.
LEGISLATIVE BILL NO. 139.	Correctly engrossed.
LEGISLATIVE BILL NO. 338.	Correctly engrossed.
LEGISLATIVE BILL NO. 129.	Correctly engrossed.
LEGISLATIVE BILL NO. 83.	Correctly engrossed.
LEGISLATIVE BILL NO. 107.	Correctly engrossed.
LEGISLATIVE BILL NO. 167.	Correctly engrossed.
LEGISLATIVE BILL NO. 179.	Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

March 11th, 1937.

To the Honorable Walter H. Jurgensen

The President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 37.

Legislative Bill No. 59.

Respectfully,
(Signed) THEO. M. OSTERMAN
Secretary to the Governor

March 12th, 1937.

To the Honorable Walter H. Jurgensen

The President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 78

Legislative Bill No. 79

Legislative Bill No. 126

Respectfully,
(Signed) THEO. M. OSTERMAN
Secretary to the Governor

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 124.

A Bill for an Act relating to state officers; to provide that the Auditor of Public Accounts shall open a "Suspension Fee Ledger"; and to provide for transfers to said ledger in the year 1938 and every five years thereafter, of all fees delinquent and unpaid for a period of ten or more years.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 6:

Cady
Comstock
Johnson, W. R.
Pizer
Regan
Thomas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 77.

A Bill for an Act to repeal Section 8-141, C. S. Supp., 1933, relating to certificates of deposit.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Knickrehm
McMahon
Murphy
Neubauer
Norton
Nuernberger
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner

Carlson
Carpenter
Carsten
Haycock
Howard
Johnson, R. W.
Peterson, C. H.
Peterson, J. B.
Reynolds
Wells
Worthing

Voting in the negative, 0.

Not voting, 8:

Ashmore
Cady
Comstock
Johnson, W. R.
Miller
Pizer
Thomas
Regan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE RESOLUTION NO. 4.

(See Enrollment and Review amendments as found in the Legislative Journal for the Forty-ninth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

(Signed) ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE RESOLUTION NO. 4. Referred to Committee on Enment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 9:40 A. M. Mr. Brandt moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Ernest A. Adams in the Chair.

After some time spent therein, the Committee arose and by its chairman submitted the following report:

MOTION—To Indefinitely Postpone

Mr. President: I move that Legislative Bill No. 158 be indefinitely postponed.

HUGH B. ASHMORE.

A record vote was requested.

Voting in the affirmative, 11:

Ashmore
Diers
Frost
Knickrehm
Miller
Murphy
Neubauer
Peterson, J. B.
Reynolds
Thomas
Warner

Voting in the negative, 22:

Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Dafoe
Dunn
Gantz
Haycock
Howard
Johnson, W. R.
Norton
Nuernberger
Peterson, C. H.
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Wells

Not voting, 10:

Adams, E. A.
Carpenter
Carsten
Comstock
Hall
Johnson, R. W.
McMahon
Pizer
Regan
Worthing

A majority having voted in the negative, the motion was lost.

LEGISLATIVE BILL NO. 158. Report progress.

(Signed) ERNEST A. ADAMS, Chairman.

The report was adopted.

MOTION—To Place L. B. No. 373 at Head of General File.

Mr. President: I move that the rules be suspended and that L. B. No. 373 be placed at the head of General File.

(Signed) WORTHING.

The motion was lost.

Mr. C. E. Frank, former Representative, addressed the Legislature briefly.

Mr. Brady was excused for Monday.

MOTION—To Adjourn

At 12:40 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FIFTY-FIRST DAY

Legislative Chamber,

Lincoln, Nebraska, March 15, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

Reverend L. L. Chambers led the Legislature in prayer.

The roll was called and all members were present except Mr. Dafoe, and except Mr. Regan who was excused.

The Journal for the Fiftieth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Knickrehm, Mr. Worthing, Mr. Tvrdik, Mr. Slepicka, Mr. Brodecky, Mr. Wells, opposing the Child Labor Amendment; Mr. Norton, Mr. Brodecky, favoring the Child Labor Amendment; Mr. Strong, opposing L. B. No. 158; Mr. Gantz, opposing L. B. No. 97; Mr. Wells, favoring L. B. No. 138; Mr. Carpenter, favoring Normal Training; Mr. Jurgensen, favoring L. B. No. 147; Mr. Reynolds, Mr. Pizer, favoring L. B. No. 131 and L. B. No. 137; Mr. Gantz, opposing Legislative Bills No. 293, No. 317, No. 342, No. 406 and No. 523; Mr. Jurgensen opposing L. B. No. 473; Mr. R. W. Johnson, favoring L. B. No. 97; and Mr. Gantz, opposing L. B. No. 50.

COMMUNICATIONS

A letter was read from Cordell Hull, Secretary of State, explaining in detail the effect of the Convention with Argentine in regard to importation of meats.

A telegram was also read from McCann Erickson, Inc. of New York, protesting the passage of L. B. No. 209.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. No. 244, Thursday, March 18, 1937, 2:00 P. M.
L. B. No. 554, Thursday, March 18, 1937, 2:00 P. M.
L. B. No. 274, Tuesday, March 23, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL NO. 90. Placed on General File with amendments.

Standing Committee Amendments to L. B. No. 90:

(Note capital letters indicate stricken matter, blackface type indicates new matter)

1. Amend the printed bill, pages 1 and 2 by striking all of the body of said bill after the enacting clause and by inserting in lieu thereof the following:

"Section 1. That Section 48-152, Compiled Statutes of Nebraska, 1929, as amended by Section 42, Chapter 57, Session Laws of Nebraska, 1935, be amended to read as follows:

48-152. Throughout this act, the following words and phrases as used therein shall be considered to have the following meaning, respectively, unless the context shall clearly indicate a different meaning in the construction used; (a) The term "physician" shall include "surgeon" and in either case shall mean one legally authorized to practice his profession within the state of Nebraska, and in good standing in his profession at the time. (b) The word "accident" as used in this act, shall, unless a different meaning is clearly indicated by the context, be construed to mean an unexpected or unforeseen event happening suddenly and violently, with or without human fault, and producing at the time objective symptoms of an injury. The term "injury" and "personal injuries" shall mean only violence to the physical structure of the body and such disease or infection as naturally results therefrom. The said terms shall in no case be construed to include occupational disease in any form, EXCEPT OCCUPATIONAL DISEASES WHICH ARISE OUT OF AND DURING THE COURSE OF EMPLOYMENT AND ARE PECULIAR TO THE SMELTING OR METAL REFINING INDUSTRIES AND WHICH ARE CONTRACTED BY WORKMEN EMPLOYED IN SAID INDUSTRIES AND DISABILITY COMMENCING DURING THE PERIOD OF EMPLOYMENT OR DISABILITY COMMENCING WITHIN TWO YEARS SUBSEQUENT TO THE TERMINATION OF SAID EMPLOYMENT, **except those specifically mentioned in sub-section (j-1)** and shall not be construed to include any contagious or infectious disease contracted during the course of employment, or death due to natural causes, but occurring while the workman is at work. If an employee receives an injury, which, of itself, would only cause permanent partial disability, but which, combined with a previous disability, does in fact cause permanent total disability **or death,** the employer shall only be liable for the permanent partial disability caused by the subsequent injury. "Death" when mentioned as a basis for the right to compensation, means only death resulting from such violence and its resultant effects occurring within three hundred and twenty-five weeks after the accident. (c) Without otherwise affecting either the meaning or the interpretation of the abridged clause, "Personal injuries arising out of and in the course of employment," it is hereby declared: Not to cover workmen except while engaged in, on or about the premises where their duties are being performed, or where their service requires their presence as a part of such service at the time of the injury, and during the hours of service as such workmen, and not to cover workmen who on their own initiative leave their line of duty or hours of employment for purposes of their own. (d) For the purpose of this act willful negligence shall consist of (1) deliberate act, or (2) such conduct as evidence reckless indifference to safety, or (3) intoxication at the time of the injury, such intoxication being without the consent or knowledge or acquiescence of the employer or the employer's agent. (e) Whenever in this act the singular is used, the plural shall be included, where the masculine gender is used, the feminine shall be included. **(f) Where an employee of an employer subject to this section suffers from an occupational disease, as hereinafter listed and defined, and is thereby disabled from performing his work in the last occupation in which injuriously exposed to the hazards of such disease, or dies as a result of such disease, and the disease was due to the nature of an occupation or process in which he was employed within the period previous to his disablement limited in Sub-Section (n) of this Section, the employee or, in case of his death, his dependents shall be entitled to compensation, as pro-**

vided elsewhere in this section as if such disablement or death were an injury by accident, except as in this section otherwise provided; and the practice and procedure prescribed elsewhere in such law shall apply to all proceedings under this Section except as in this section otherwise provided. (g) No compensation shall be payable for an occupational disease if the employee, at the time of entering into the employment of the employer by whom the compensation would otherwise be payable, falsely represented himself in writing as not having previously been disabled, laid off, or compensated in damages or otherwise, because of such disease. (h) Where an occupational disease is aggravated by any other disease or infirmity, not itself compensable, or where disability or death from any other cause, not itself compensable, is aggravated, prolonged, accelerated or in any wise contributed to by an occupational disease, the compensation payable shall be reduced and limited to such proportion only of the compensation that would be payable if the occupational disease were the sole cause of the disability or death as such occupational disease, as a causative factor, bears to all the causes of such disability or death, such reduction in compensation to be effected by reducing the number of weekly or monthly payments or the amounts of such payments, as under the circumstances of the particular case may be for the best interest of the claimant or claimants. (i) No compensation for death from an occupational disease shall be payable to any person whose relationship to the deceased, which under the provisions of this Section would give right to compensation, arose subsequent to the beginning of the first compensable disability save only to after-born children of a marriage existing at the beginning of such disability. (j) The following disease only shall be deemed to be an occupational disease within the meaning of this section: (1.) "Lead poisoning" where due to exposure in employment in the smelting, metal refining, and battery manufacturing industries and work incidental thereto. (k) In this Section "disablement" means the event of an employee's becoming actually incapacitated, because of an occupational disease, from performing his work in the last occupation in which injuriously exposed to the hazards of such disease; and "disability" means the state of being so incapacitated. (1) This section shall not apply to causes of occupational disease, in which the last injurious exposure to the hazards of such disease occurred before this Section shall have taken effect. (m) where compensation is payable for an occupational disease, the employer in whose employment the employee was last injuriously exposed to the hazards of such disease, and the insurance carrier, if any, on the risk when such employee was last so exposed under such employer, shall be liable therefor; the amount of the compensation shall be based upon the average wages of the employee when last so exposed under such employer; and the notice of injury and claim for compensation, as hereinafter required, shall be given and made to such employer; and the insurance carrier, if any, on the risk when the employee was last so exposed under such employer. (n) An employer shall not be liable for any compensation for an occcpational disease unless such disease shall be due to the nature of an employment in which the hazards of such disease actually exist, and are characteristic thereof and peculiar to the trade, occupation, process, or employment, and is actually incurred in his employment, and unless disablement or death results within one (1) year after the last injurious exposure to such disease in such employment, or, in case of death, unless death follows continuous disability from such disease, commencing within the period above limited, for which compensation has been paid or awarded or timely claim made as provided in this Section, and results within seven (7) years after such last exposure. (o) The employer shall furnish reasonable medical and hospital services and medicines in cases of occupational disease coming within the provisions of this section. The cost of such medical and hospital services and medicines shall be subject to the approval of the Compensation Court and shall not exceed $150.00 in any one case. Except that if in the opinion of the Medical Board a cure can be effected by further treatment, the Compensation Court may order additional medical hospital service or medicines in an additional amount of $200.00. The employee may in any case elect to secure his own physician, surgeon, and hospital services and medicines at his own expense. (p) An employer subject to the provisions of this Section shall secure the payment of compensation in accordance with the provisions of this Section in any method prescribed by the provisions of Section 48-146 of the Workmen's Compensation Law, and such insurance or other security may be separate and distinct from the insurance or other security under the Workmen's Compensation Law. Where the foregoing requirement is complied with the liability of the employer under this Section shall be exclusive and in place of any and all other civil liability whatsoever, at common law or otherwise, to such employee or his personal representatives next of kin, spouse, parents, guardian or any others on account of disability or death from any disease or injury to health in any way incurred by such employee in the course of or because of his employment, except only an injury compensable as an injury by accident under other provisions of the Workmen's Compensation Law. (q) When the obligation of the employer, under this Section, is secured by insurance, the insurance carrier shall be subrogated to all the rights and privileges of the employer under the provisions of this Section and of the Workmen's Compensation Law so far as equitable. (r) Written notice shall be given to the employer of an occupational disease by the employee or someone on his behalf within ninety (90) days after the first distinct manifestation thereof, and in the case of death from such an occupational disease, written notice of such death shall also be given to the employer within ninety (90) days thereafter. Failure to give either of such notices shall be deemed waived unless objection is made at a hearing on the claim prior to any award or decision thereon. Actual knowledge of an occupational disease and of exposure to the conditions causing it, by the employer in whose employment the employee was last injuriously exposed, or by the responsible superintendent in charge of the work, shall be deemed notice of its contraction. If no claim for disability or death from an occupational disease be filed with the Compensation Court within one (1) year from the date of disablement or death, as the case may be, the right to compensation for disability or death shall be forever barred; provided, however, that the failure to file a claim within the time limited herein shall be deemed waived unless objection to such failure be made at a hearing on such claim before award or decision thereon. Notice or claim shall be deemed waived in case of disability or death where the employer or insurance carrier makes compensation payments therefor, or, within the time above limited, the employer or his insurance carrier by his or its conduct leads the employee or claimant reasonably to believe that notice or claim has been waived. (s) Upon the filing of a claim for compensation for death from an occupational disease where an autopsy is necessary accurately and scientifically to ascertain and determine the cause of death, such autopsy shall be ordered by the Medical Board or Compensation Court and shall be made under the supervision of the coroner, medical examiner or public official equivalent thereto. The Medical Board may designate a duly licensed physician, who is a specialist in such examinations, to perform or attend such autopsy, and to certify his findings thereon. Such findings shall be filed with the Medical Board and shall be a public record. The Compensation Court may also exercise such authority on its own motion or on application made to it at any time, upon the presentation of facts showing that a controversy may exist in regard to the cause of death or the existence of any occcupational diesase. All proceedings for compensation shall be suspended upon refusal of a claimant or claimants to permit such autopsy when so ordered, and no compensation shall be payable during the continuance of such refusal. (t) An award or denial of award of compensation for an occupational disease may be reviewed and compensation increased, reduced or terminated where previously awarded, or awarded where previously denied, only upon proof of fraud or undue influence or of change in conditions, and then only upon application by a party in interest made not later than one (1) year after the denial of award or, where compensation has been awarded, after the award or the date when the last payment was made under the award. (u) If on a claim for compensation for an occupational disease any medical question shall be in controversy, the Compensation Court shall refer the case to the Medical Board for investigation and report. No award shall be made in any such case until the Medical Board shall have duly investigated the case and made its report with respect to all medical questions at issue. The date of disablement, if in dispute, shall be deemed a medical question. (v) The Medical Board, upon reference to it of a claim for occupational disease, shall notify the claimant or claimants and the employer to appear before the Medical Board at a time and place stated in the notice. If the employee be living, he shall appear before the Medical Board at the time and place specified then or thereafter to submit to such examinations including clinical and X-ray examinations as the Medical Board may require. The claimnat and the employer or his insurance carrier shall each be entitled, at his own expense, to have present at all examinations conducted by the Medical Board, a physician admitted to practice medicine in the state who shall be given every reasonable facility for participating in every such examination. If a physician admitted to practice medicine in the state shall certify that the employee is physically unable to appear at the time and place designated by the Medical Board, such Board shall, on notice to the parties, change the place and time of examination to such other place and time as may reasonably facilitate the examination of the employee. Proceedings shall be suspended and no compensation be payable for any period during which the employee may refuse to submit to such examination. (w) The Medical Board shall, as soon as practicable after it has completed its consideration of the case, report in writing its findings and conclusions on every medical question in controversy. If the date of disablement is controverted and cannot be exactly fixed scientifically, the Medical Board shall fix the most probable date, having regard to all the circumstances of the case. The Medical Board shall also include in its report a statement indicating the physician or physicians, if any, who appeared before it, and what, if any, medical reports and X-rays were considered by it. (x) The Medical Board shall file its report with the Compensation Court and shall send a certified copy thereof to the claimant and to the employer and his insurance carrier, if any. The decision or award in the case shall conform to the findings and conclusions in such report insofar as restricted to medical questions; provided, however, that any such findings and conclusions may be set aside, reversed, or modified by the Compensation Court upon a review of the award or decision, in case such a review is had as provided in Section 48-174 of the Workmen's Compensation Law, subject, however, to the following special provisions: No such finding or conclusion of the Medical Board shall be subject to review, unless specific objection thereto shall be filed by a party in interest within the time limited in which to apply for review of an award or decision. If objection is so filed, notice thereof shall

be given to the Medical Board, whereupon such Board shall delegate one or more of its members to appear at the hearing or hearings on review to submit to examination and cross-examination in respect to the findings and conclusions objected to. On such review, evidence to controvert findings or conclusions of the Medical Board shall be limited to the examination and cross-examination of the member or members of such Board appearing on such review and of the physician or physicians who appeared in the case before the Medical Board on behalf of the claimant or employer. Upon such review no finding or conclusion of the Medical Board upon a medical question shall be set aside, reversed, or modified unless proved to be manifestly erroneous or unreasonable, or due to fraud, undue influence, inadvertence or mistake of facts or law. But, with the consent of the Medical Board, its report in any case may, upon review, be remanded to it for reconsideration. Every decision by the Compensation Court that sets aside, reverses, or modifies a finding or conclusion by the Medical Board shall be subject to review by the courts, upon appeal, on all questions, whether of law or fact. (y) There shall be a Medical Board consisting of three members who shall be licensed physicians in good professional standing, two of whom shall have had practice in the diagnosis, treatment and care of industrial diseases, and one of whom shall be an expert roentgenologist who shall have had at least five years practice and experience. They shall be appointed by the Governor and one of them shall be designated by the Governor as chairman. The terms of office of a member of such board shall be six years, except that the terms of the members first appointed shall expire, one in two years, one in four years, and one in six years. Vacancies shall be filled for the balance of the unexpired six years. Vacancies shall be filled for the balance of the unexpired terms. The functions of such board shall be as set forth elsewhere in this Section. Such board shall receive, as compensation for their services a fee for each case examined and reported upon in accordance with the requirements of this section, including court testimony if such be necessary, X-ray and laboratory work. A fee in an amount approved by the Workmen's Compensation Court but in no event to exceed $100.00 for the entire board. Two members shall constitute a quorum at any meeting of the Board and they shall be empowered to make such rules as are necessary to regulate the orderly procedure of their duties. They shall be permitted to make investigations of working conditions in cases coming before them for examination and shall have authority to order and conduct autopsies when necessary, same to be paid by the employer or the insurance carrier as the case may be.

Sec. 2. That said original Section 48-152, Compiled Statutes of Nebraska, 1929, as amended by Section 42, Chapter 57, Session Laws of Nebraska, 1935, is hereby repealed."

2. Amend the printed bill, page 1, title, by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

"to amend Section 48-152, Compiled Statutes of Nebraska, 1929, as amended by Section 42, Chapter 57, Session Laws of Nebraska, 1935, relating to labor; to provide for the payment of compensation under the Workmen's Compensation Law in the case of occupational diseases in certain industries; to provide for the creation of a medical board and to prescribe their duties and authority; and to repeal said original section, as amended."

LEGISLATIVE BILL NO. 495. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 495:

1. Amend the printed bill, page 1, title by striking all of said title and by inserting in lieu thereof the following:

"A BILL

FOR AN ACT relating to revenue; to provide that inheritance tax money now in the hands of the county treasurer or hereafter collected by the county treasurer, up to and including March 1, 1939, shall be credited and shall inure to the general fund of the county, and during said period shall be expended solely for the relief of worthy, incapacitated, indigent poor persons; to repeal Section 1, Chapter 137, Session Laws of Nebraska, 1935; and to declare an emergency."

(Signed) LESTER L. DUNN, Chairman.

Banking and Insurance

LEGISLATIVE BILL NO. 370. Indefinitely postponed.

(Signed) LELAND R. HALL, Chairman.

Public Highways and Bridges

LEGISLATIVE BILL NO. 384. Indefinitely postponed.
LEGISLATIVE BILL NO. 354. Indefinitely postponed.

(Signed) FRANK S. WELLS, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 143. Correctly engrossed.
LEGISLATIVE BILL NO. 133. Correctly engrossed.

LEGISLATIVE RESOLUTION NO. 4. Correctly engrossed.
LEGISLATIVE BILL NO. 58. Correctly enrolled.
LEGISLATIVE BILL NO. 220. Correctly enrolled.
LEGISLATIVE BILL NO. 117. Correctly enrolled.
LEGISLATIVE BILL NO. 124. Correctly enrolled.
LEGISLATIVE BILL NO. 77. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 58.
LEGISLATIVE BILL NO. 220.
LEGISLATIVE BILL NO. 117.
LEGISLATIVE BILL NO. 124.
LEGISLATIVE BILL NO. 77.

APPROVED BY GOVERNOR

March 12th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 72.

Respectfully,

(Signed) THEO M. OSTERMAN
Secretary to the Governor

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 68 (With emergency clause).

A Bill for an Act to amend Section 16-655, Compiled Statutes of Nebraska, 1929, relating to municipal corporations; to provide that cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants shall have the power to collect rent or rents from consumers of municipally owned water, gas, power, light or heat utilities in such manner as the council or commission shall deem just and expedient; to provide that the delinquent water rents shall be a lien upon the premises upon which or for which water service was used or supplied; to provide a method for the collection of said water rents; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 24:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dunn
Frost
Gantz
Hall
Haycock
Howard
McMahon
Neubauer
Peterson, C. H.
Pizer
Slepicka
Strong
Tvrdik
Worthing

Voting in the negative, 15:

Ashmore
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Norton
Nuernberger
Peterson, J. B.
Reynolds
Schultz
Thomas
Von Seggern
Warner
Wells

Not voting, 4:

Comstock
Dafoe
Diers
Regan

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on Legislative Bill No. 68 With Emergency Clause Stricken.

Voting in the affirmative, 24:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Neubauer
Peterson, C. H.
Pizer
Slepicka
Strong
Tvrdik
Worthing

Voting in the negative, 15:

Ashmore
Johnson, R. W.
Miller
Murphy
Peterson, J. B.
Reynolds
Von Seggern
Warner

Johnson, W. R.
Knickrehm
Norton
Nuernberger
Schultz
Thomas
Wells

Not voting, 4:

Comstock
Dafoe
McMahon
Regan

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL NO. 27 (With emergency clause).

A Bill for an Act to permit, authorize, empower and grant the right to May Pflaum to sue the State of Nebraska in the District Court of Buffalo County, Nebraska, for the purpose of having a fair and impartial adjudication of claims for property damages sustained by her on February 2, 1932 on account of fire burning a certain garage and its contents in the village of Elm Creek, Buffalo County, Nebraska, said fire resulting from the heat created by distillate oil in a certain stove in said garage leased to and under the control of the agents of the Department of Roads and Irrigation, State of Nebraska; to provide for the waiver of the defense of sovereignty on the yart of the State of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages therefor against the State of Nebraska if any such appear, in the premises; to provide for the payment thereof; to waive the defense of the statute of limitations; to direct the Attorney General of Nebraska to defend any action or actions brought by virtue hereof; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Warner
Worthing

Voting in the negative, 2:

Von Seggern
Wells

Not voting, 5:

Armstrong
Comstock
Dafoe
Nuernberger
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 115 (With emergency clause).

A Bill for an Act relating to conveyances of real estate; to validate certain defective conveyances; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 33:

Adams, E. A.
Adams, J., Jr.
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Comstock
Diers
Dunn
Frost
Gantz
Howard
Johnson, R. W.
Johnson, W. R.
McMahon
Miller
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 10:

Armstrong
Ashmore
Carsten
Dafoe
Hall
Haycock
Knickrehm
Murphy
Nuernberger
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 146.

A Bill for an Act to amend Section 75-505, Compiled Statutes of

Nebraska, 1929, relating to decisions of the State Railway Commission, and appeals therefrom; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Neurnberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 3:

Cady
Dafoe
Regan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 152 (With emergency clause).

A Bill for an Act to amend Section 24-113, Compiled Statutes of Nebraska, 1929, relating to corporations; to prescribe the methods of serving process in such suits at law or in equity as may be instituted against dissolved corporations; to permit and allow constructive service in such actions; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 29:

Adams, J., Jr.
Brady
Brandt
Dunn
Frost
Gantz
McMahon
Murphy
Neubauer
Thomas
Tvrdik
Warner

Brodecky
Carlson
Carpenter
Carsten
Diers
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
Norton
Peterson, C. H.
Reynolds
Schultz
Strong
Wells
Worthing

Voting in the negative, 0.

Not voting, 14:

Adams, E. A.
Armstrong
Ashmore
Cady
Comstock
Dafoe
Johnson, W. R.
Miller
Nuernberger
Peterson, J. B.
Pizer
Regan
Slepicka
Von Seggern

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 175.

A Bill for an Act to amend Section 54-921, Compiled Statutes of Nebraska, 1929, relating to the protection of the health of domestic animals; to provide for the prevention, suppression and eradication of scabies; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Armstrong
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 9:

Adams, E. A.
Adams, J., Jr.
Ashmore
Carlson
Comstock
Dafoe
Johnson, W. R.
Nuernberger
Regan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL NO. 108. Re-referred to Select File with specific amendments.

Specific amendments to L. B. No. 108:

1. Amend the original bill, page 1, Section 1, line 5 by striking the word "waterwords" therein and by inserting in lieu thereof the word "waterworks".

LEGISLATIVE BILL NO. 157. Re-referred to Select File with specific amendments.

Specific amendments to L. B. No. 157:

1. Amend the printed bill, page 1, Section 1, line 14 (original bill, page 1, Section 1, line 14) by inserting after the word "estate" therein the following:

"of the deceased".

(Signed) ROBT. M. ARMSTRONG, Chairman.

SELECT FILE

LEGISLATIVE BILL NO. 108.

(See Specific amendments as found in the Legislative Journal this day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 157.

(See Specific amendments as found in the Legislative Journal this day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 176.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 196.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 205.

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Consent

Mr. President: I move that unanimous consent be given to consider Specific amendments to L. B. No. 205.

ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Adopt Specific Amendments

Mr. President: I move that the following Specific amendments to L. B. No. 205 be adopted:

(Note: Capital letters indicate stricken matter, black face type indicates new matter.)

Specific amendments to L. B. No. 205:

12. Amend the Standing Committee amendments to the printed bill, amendment No. 11, page 2, line 6, by inserting after the word and punctuation "corn;" therein the following:

"to amend Section 81-1801, Compiled Statutes of Nebraska, 1929; to define hybrid seed corn as an agricultural seed and as such to require that it shall be subject to approval as to tags and labels by the Director of the Department of Agriculture and Inspection; to repeal said original section;".

13. Amend the printed bill, page 2, by inserting immediately after Section 3, line 6 therein new sections as follows:

"Sec. 4. That Section 81-1801, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

81-1801. That the term "agricultural seeds" or "agricultural seed," as used in this ACT **Act,** shall be defined as the seeds of Canada blue grass, Kentucky blue grass, Brome grasses, fescues, millets, tall meadow oat grass, orchard grass, redtop, Italian rye grass, kaffir corn, perennial rye grass, western rye grass, sorghum, sudan grass, timothy, alfalfa, alsike clover, crimson clover, red clover, sweet clover, white clover, Canada field peas, cowpeas, soy beans, vetches and other grasses and forage plants, buckwheat, flax, rape, barley, field corn, **hybrid seed corn,** oats, rye, wheat, spelts and other cereals, which are sold, offered or exposed for sale within this STATE **state** for seeding purposes within this STATE **state.**

Sec. 5. That said original Section 81-1801, Compiled Statutes of Nebraska, 1929, is hereby repealed."

14. Renumber Section 4 in Standing Committee amendments No. 10 to read Section 6, to correspond with Committee of the Whole amendment No. 13.

15. In the introducing clause add the following: "Fred L. Carsten of Cass".

(Signed) ROBT. M. ARMSTRONG.

The motion prevailed.

LEGISLATIVE BILL NO. 93.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollmend and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 93 be indefinitely postponed.

CARPENTER.

The motion prevailed with 20 ayes, 14 nays, 9 not voting.

LEGISLATIVE BILL NO. 221.

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 188.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 253.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 295.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 95.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 190. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 206.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 55. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 198.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 211.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 273.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman

The motion prevailed.

LEGISLATIVE BILL NO. 404.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

RE-REFERRED FOR ENGROSSMENT

LEGISLATIVE BILL NO. 108. Re-referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 157. Re-referred to Committee on Enrollment and Review for engrossment.

REFERRED FOR ENGROSSMENT

LEGISLATIVE BILL NO. 176. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 196. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 205. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 221. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 188. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 253. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 295. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 95. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 206. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 198. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 211. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 273. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 404. Referred to Committee on Enrollment and Review for engrossment.

APPROVED BY GOVERNOR

March 13th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 122.

Respectfully,

(Signed) THEO M. OSTERMAN
Secretary to the Governor

COMMITTEE OF THE WHOLE

At 11:05 A. M. Mr. Norton moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

John Adams, Jr., in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 50. Report progress.

(Signed) JOHN ADAMS, JR., Chairman.

The report was adopted.

Mr. J. T. Lindberg, former Representative, addressed the Legislature briefly.

MOTION—To Adjourn

At 12:20 P. M. on motion of Mr. Worthing the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FIFTY-SECOND DAY

Legislative Chamber,

Lincoln, Nebraska, March 16, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Regan who was excused.

MOTION—To Invite Former Governor Weaver to Address the Legislature

Mr. President: I move that former Governor Arthur J. Weaver be invited to address the Legislature.

CHARLES A. DAFOE.

The motion prevailed.

Mr. Weaver addressed the Legislature briefly and introduced Mr. Lachlan MacLeay, who discussed waterway transportation.

The Journal for the Fifty-first Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Dunn, opposing L. B. No. 473; Mr. Haycock favoring L. B. No. 138 and L. B. No. 314; Mr. Strong, favoring the Child Labor Amendment; Mr. Neubauer, favoring L. B. No. 131 and L. B. No. 137; Mr. Nuernberger, opposing the one-cent gasoline tax for old age assistance but favoring an increased tax on cigarettes, tobacco and liquor; also opposing the Child Labor Amendment, opposing control of small truckers by the State Railway Commission; and favoring an appropriation for Normal Training and an appropriation for safety on public highways; Mr. Carlson, opposing L. B. No. 487.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. No. 3, Monday, March 22, 1937, 2:00 P. M.

Education

L. B. No. 112, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 259, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 292, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 461, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 482, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 483, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 184, Monday, March 29, 1937, 2:00 P. M.
L. B. No. 359, Monday, March 29, 1937, 2:00 P. M.
L. B. No. 448, Monday, March 29, 1937, 2:00 P. M.
L. B. No. 467, Monday, March 29, 1937, 2:00 P. M.
L. B. No. 477, Monday, March 29, 1937, 2:00 P. M.
L. B. No. 502, Monday, March 29, 1937, 2:00 P. M.
L. B. No. 397, Monday, April 5, 1937, 2:00 P. M.
L. B. No. 400, Monday, April 5, 1937, 2:00 P. M.
L. B. No. 432, Monday, April 5, 1937, 2:00 P. M.

Government

L. B. No. 256, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 258, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 262, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 297, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 298, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 299, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 311, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 356, Monday, March 22, 1937, 2:00 P. M.
L. B. No. 358, Tuesday, March 23, 1937, 7:30 P. M.
L. B. No. 368, Tuesday, March 23, 1937, 7:30 P. M.
L. B. No. 402, Tuesday, March 23, 1937 7:00 P. M.
L. B. No. 403, Tuesday, March 23, 1937, 7:00 P. M.
L. B. No. 417, Tuesday, March 23, 1937, 7:30 P. M.
L. B. No. 442, Tuesday, March 23, 1937, 7:30 P. M.
L. B. No. 456, Tuesday, March 23, 1937, 7:30 P. M.

L. B. No. 505, Wednesday, March 24, 1937, 7:30 P. M.
L. B. No. 506, Wednesday, March 24, 1937, 7:30 P. M.
L. B. No. 507, Wednesday, March 24, 1937, 7:30 P. M.
L. B. No. 508, Wednesday, March 24, 1937, 7:30 P. M.
L. B. No. 509, Wednesday, March 24, 1937, 7:30 P. M.
L. B. No. 514, Wednesday, March 24, 1937, 7:30 P. M.
L. B. No. 527, Wednesday, March 24, 1937, 7:30 P. M.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 524. Placed on General File.

(Signed) FRANK J. BRADY, Chairman.

Judiciary

LEGISLATIVE BILL NO. 209. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 209:

1. Amend the printed bill, page 1, Section 1, line 1 by striking therefrom "Sec. 810." and by inserting in lieu thereof the following:

"Section 1. That Section 30-810, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

30-810.".

2. Amend the printed bill, page 1, Section 1 by striking all of said section after the punctuation "," in line 11 therein and by inserting in lieu thereof the following:

"; and the amount so received in settlement or recovered by judgment shall be reported to and paid into said court for distribution subject to the order of such court to the persons entitled thereto: Provided, said amount shall not be subject to any claim against the estate of said decedent.

Sec. 2. That said original Section 30-810, Compiled Statutes of Nebraska, 1929, is hereby repealed.".

3. Amend the printed bill, page 1, title by striking all of said title after the word "amend" in line 2 therein and by inserting in lieu thereof the following:

"Section 30-810, Compiled Statutes of Nebraska, 1929, relating to decedents' estates; to provide for the distribution of the amount

received in settlement or recovered by judgment in actions by executors or administrators for wrongful death of their decedents under the direction of the court that appointed them; and to repeal said original section.".

LEGISLATIVE BILL NO. 223. Placed on General File with amendment.

Standing Committee amendment to L. B. No. 223:

Amend by including the names of Carl H. Peterson of Madison and Harry E. Gantz of Box Butte as co-introducers.

LEGISLATIVE BILL NO. 355. Indefinitely postponed.
LEGISLATIVE BILL NO. 459. Indefinitely postponed.

(Signed) CHARLES A. DAFOE, Chairman.

Education

LEGISLATIVE BILL NO. 16. Indefinitely postponed.
LEGISLATIVE BILL NO. 114. Indefinitely postponed.
LEGISLATIVE BILL NO. 201. Placed on General File.

(Signed) EDWIN SCHULTZ, Chairman.

Banking and Insurance

LEGISLATIVE BILL NO. 319. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 319:

(Note: Capital letters indicate stricken matter, blackface type indicates new matter)

1. Amend the printed bill, page 2, Section 1, lines 14 and 42 by striking the word "State" wherever the same appears in said lines and by inserting in lieu thereof the word "state".

2. Amend the printed bill, pages 1, 2 and 3, Section 1 by engrossing said Section 1 so that the same will constitute a single paragraph.

3. Amend the printed bill, page 2, Section 1, line 27 by striking therefrom "30th" and by inserting in lieu thereof "thirtieth".

4. Amend the printed bill, page 3, Section 1, line 55 by inserting immediately after the word and punctuation "assessment." the following:

"In case an extra examination of any institution should become necessary and be made then the reasonable cost thereof shall be determined immediately following such examination and shall be paid by the institution so examined."

5. Amend the printed bill, page 3, by inserting immediately after Section 1, line 55 therein, three new sections as follows:

"Sec. 2. The Director of the Department of Banking shall charge and collect or shall cause to be charged or collected fees for certain services rendered by said Department of Banking according to the following schedule: (1) For filing and examining articles of incorporation, association or by-laws, five dollars. (2) For filing and examining an amendment to articles of incorporation, association or by-laws, two dollars. (3) For issuing to banks, trust companies and installment investment companies a charter, authority or license to do business in this state a sum which shall be determined on the basis of one dollar for each one thousand dollars of authorized capital: **Provided,** that the minimum fee in each case shall be twenty-five dollars; **and provided further,** that all foreign installment investment companies authorized to do business in this state shall be required to pay annually such fee so determined. (4) For issuing to building and loan associations a charter, authority or license to do business in this state, twenty-five dollars: **Provided,** that all foreign building and loan associations shall pay such fee annually. (5) For issuing to cooperative credit associations a charter, authority or license to do business in this state, five dollars. (6) For issuing a banker's license, two dollars and fifty cents. (7) For affixing certificate and seal, one dollar. (8) For making copy of instruments, documents, or any other departmental records, each one hundred words ten cents. (9) For receiving securities for deposit and issuing receipt therefor, or for making substitution of securities, one dollar. (10) For acting as custodian of securities deposited, for each one thousand dollars of face value thereof, one dollar annually. (11) For issuing certificate of liquidation and dissolution, two dollars. These fees as collected shall be transmitted by the Superintendent of Banks to the state Treasurer who shall place them to the credit of the general fund of the state.

Sec. 3. That Section 8-201, C. S. Supp., 1933, be amended to read as follows:

8-201. The **Director of Banking for the** Department of Banking shall have the power to issue PERMITS TO, **to trust companies, charters of authority to transact trust company business as defined in this article** and shall have general supervision and control over, ANY AND ALL TRUST COMPANIES AS IN THIS ARTICLE DEFINED **such trust companies.** Any three or more persons may adopt articles of incorporation and become a body corporate for the purpose of engaging in and conducting the business of a trust company, upon complying with the requirements of this article and the general laws of this state relating to the organization of corporations and upon obtaining a charter to transact business as a trust company from the Department of Banking. Every corporation organized for and desiring to transact a trust company business shall before commencing such business make under oath and transmit to the Department of Banking a complete statement of: 1. The name of the proposed trust company. 2. Certified copy of articles of incorporation. 3. The names of stockholders. 4. The county, city, or village in which said trust company is located. 5. The amount of paid-up capital stock. 6. Statement under oath of president and secretary that capital stock has been paid in as provided for. THE FEES FOR SUCH CHARTERS TO ENGAGE IN THE BUSINESS OF A TRUST COMPANY SHALL BE AS FOLLOWS: FOR TRUST COMPANIES HAVING A CAPITAL OF TWENTY-FIVE THOUSAND DOLLARS OR LESS, THE FEE SHALL BE TWENTY-FIVE DOLLARS; FOR TRUST COMPANIES HAVING A CAPITAL OF OVER TWENTY-FIVE THOUSAND DOLLARS UP TO AND INCLUDING FIFTY THOUSAND DOLLARS, THE FEE SHALL BE TWENTY-FIVE DOLLARS, AND FIFTY CENTS FOR EACH ADDITIONAL THOUSAND ABOVE TWENTY-FIVE THOUSAND DOLLARS; FOR TRUST COMPANIES HAVING A CAPITAL IN EXCESS OF FIFTY THOUSAND DOLLARS, THE FEE SHALL BE THIRTY-SEVEN AND FIFTY ONE-HUNDREDTHS DOLLARS, AND TWENTY-FIVE CENTS FOR EACH ADDITIONAL THOUSAND ABOVE FIFTY THOUSAND DOLLARS. THE ABOVE FEE SHALL BE PAID TO THE DPEARTMENT OF BANKING AND BY SAID DEPARTMENT SHALL BE PAID OVER TO THE STATE TREASURER, WHO SHALL PLACE THE SAME IN THE GENERAL FUND OF THE STATE. If, upon investigation, the department shall be satisfied that the parties requesting said charter are parties of integrity and responsibility, and that the public necessity, convenience, and advantage will be promoted by permitting such proposed trust company to engage in business, the department shall issue to said corporation a CERTIFICATE **charter** entitling it to transact the business provided for in this article. Upon payment of the required fees and upon the receipt of the charter the proposed trust company may begin to transact a trust company business. It shall be unlawful for any corporation to engage in business as a trust company or to act in fiduciary capacity unless it shall have first obtained SUCH A CERTIFICATE from the Department of Banking **a charter of authority to do business.**

Sec. 4. That Section 81-5108, C. S. Supp., 1933, be amended to read as follows:

81-5108. The person or persons appointed, under the law of this state to make examinations of corporations, firms or individuals doing a banking business, shall make an examination and report of every installment investment company doing business in this state, as often as the **Director of Banking** for the Department of Banking shall deem it necessary and proper, and at least once a year; and the rights, powers, duties, privileges and compensations of such person or persons, in connection with such examination, shall be the same as is or may be provided by law with reference to examinations of banks; . AND SUCH INSTALLMENT INVESTMENT COMPANY SHALL PAY THE SAME FEES FOR SUCH EXAMINATIONS AS DIRECTED BY THE SUPERINTENDENT OF BANKS, SUCH FEE NOT TO EXCEED SIX DOLLARS PER DAY AND ACTUAL EXPENSES. WHENEVER IT IS NECESSARY FOR EXAMINERS TO GO INTO ANOTHER STATE FOR THE PURPOSE OF EXAMINING THE AFFAIRS OF ANY SUCH INSTALLMENT INVESTMENT COMPANY TRANSACTING BUSINESS IN THIS STATE A PER DIEM FEE OF TEN DOLLARS AND EXPENSES OF THE EXAMINER FOR THE TIME REQUIRED TO BE ABSENT FROM THE STATE CAPITAL ON SUCH EXAMINATION SHALL BE PAID TO THE EXAMINER BY SUCH INSTALLMENT INVESTMENT COMPANY SO EXAMINED."

6. Amend the printed bill, page 3 by striking all of Section 2 thereon and by inserting in lieu thereof the following:

"Sec. 5. That said original Sections 8-201 and 81-5108, C. S. Supp., 1933, are hereby repealed; and that Sections 8-109 (a) and 8-109 (b), C. S. Supp., 1933, are hereby repealed."

7. Amend the printed bill, page 3, Section 3, line 1 by striking the figure "3" therein and by inserting in lieu thereof the figure "6".

8. Amend the printed bill, page 1, title, by striking all of said title after the word "banking" in line 2 of said title and by inserting in lieu thereof the following:

", trust companies, building and loan associations, installment investment companies and co-operative credit associations; to provide for the levy and collection of assessments upon banks, organized under the laws of this state, and upon trust companies, building and loan associations, installment investment companies and co-operative credit associations organized under the laws of this state or authorized to do business in this state, to be used for the payment of salaries and expenses of examiners and examiners' helpers, and such sum, if any, as may be required in excess of the amount appropriated for the Department of Banking for the payment of salaries and expenses of the Superintendent of Banks, his deputies, attorneys and assistants; to provide for the payment of such assessments to the state Treasurer to be placed in a separate fund; to provide the fees to be charged and collected by the Director of Banking for the Department of Banking for certain services rendered by said department; to provide for the disposition of said fees; to amend Section 8-201, C. S. Supp., 1933, concerning organization of trust companies; to amend Section 81-5108, C. S. Supp., 1933, concerning the examination of installment investment companies by said department; to repeal said original sections; to repeal Sections 8-109 (a) and 8-109 (b), C. S. Supp., 1933; and to declare an emergency."

LEGISLATIVE BILL NO. 367. Placed on General File with amendments.

Standing Committee amendments to L. B. 367:

1. Amend the printed bill, page 1, Section 1, line 1 by striking the words "division of" therein and by inserting in lieu thereof the following: "Director of Insurance for"; and in line 2 of said Section 1 strike the word "which" therein and insert in lieu thereof the word "who".

2. Amend the printed bill, page 1, Section 1, line 3 by striking the preposition "for" therein and by inserting in lieu thereof the punctuation ",".

3. Amend the printed bill. page 1, Section 1, line 5 by striking therefrom the word "act" and by inserting in lieu thereof the word "Act"; and strike commencing with the punctuation and word ", and" in line 5 down to and including the punctuation "." in line 6 and insert in lieu thereof the following:

". Under the Department of Insurance there shall be a Bureau of Securities, subordinate to the Director of Insurance for the Department of Insurance."

4. Amend the printed bill, page 1, Section 1, line 8 by striking the word "act" therein and by inserting in lieu thereof the word "Act"; and in line 10 of said Section 1 strike the word "act" and insert in lieu thereof the word "Act"; and in line 7 of said Section 1 after the word and punctuation "Insurance' " therein insert the following: "or 'Director of Insurance for the Department of Insurance' ".

5. Amend the printed bill, page 1, Section 1, line 11 by inserting after the second preposition "of" therein the following:

"Insurance for"; and in line 12 of said Section 1 strike "act" and insert in lieu thereof "Act".

6. Amend the printed bill, page 2, Section 1, line 15 by striking the word "duty" and by inserting in lieu thereof the word "duties"; and in line 16 of said Section 1 insert after the second preposition "of" therein the words "Insurance for".

7. Amend the printed bill, page 2, Section 1, line 18 by striking the word "duty" therein and by inserting in lieu thereof the word "duties"; and in said line 18 strike "act" therein and insert in lieu thereof "Act".

8. Amend the printed bill, pages 2 to 16 inclusive, Sections 2 to 17 inclusive thereon by striking the first word "Section" whereever the same appears in line 1 of each of said sections and by inserting in lieu thereof the following: "Sec.".

9. Amend the printed bill, page 2, Section 2, line 16 by striking the word "evidences" and by inserting in lieu thereof the word "evidence".

10. Amend the printed bill, page 3, Section 2, line 30 by striking the punctuation "," after the word "gas" therein and by inserting in lieu thereof the conjunction "or".

11. Amend the printed bill, page 3, Section 2, line 46 by striking therefrom ", provided further," and by inserting in lieu thereof the following: ": Provided,".

12. Amend the printed bill, page 3, Section 2, line 49 by striking therefrom the word "terms" and by inserting in lieu thereof the word "term"; and in said line 49 insert the punctuation "," before the word "wherever" and after the word "verb" therein; and in said Section 2 strike commencing with the second word "or" in line 52 down to and including the word "income" in line 53 and insert in lieu thereof the following:

"or having the same issuer, maker or source of origin but not equally or ratably secured";

and in line 67 on page 4 of said Section 2 insert after the word "as" therein: "principal or as"; and in said line 67 strike "or principal" therein;

and in said Section 2 on page 4 strike commencing with the article "The" in line 76 down to and including the word and punctuation "definition." in line 78; and in line 4, Section 3 on page 4, insert after the word "securities" therein the following:

", whether or not such securities may be exempted under Section 5 of this Act,".

13. Amend the printed bill, page 5, Section 3, line 17 by striking therefrom "(30)".

14. Amend the printed bill, page 5, Section 3, line 25 by striking therefrom the word "have" and by inserting in lieu thereof the word "has"; and in line 26 of said Section 3 strike "; provided" and insert in lieu thereof ": Provided".

15. Amend the printed bill, page 5, Section 3, line 38 by striking the word "article" therein and by inserting in lieu thereof the word "Act"; and in line 42 of said section strike "($10.00)".

16. Amend the printed bill, page 5, Section 3, line 44 of said section by striking the word "State" and by inserting in lieu thereof the word "state"; and in line 45 of said section strike "; provided further" and insert in lieu thereof the following: ": Provided".

17. Amend the printed bill, page 6, Section 4, line 8 by striking therefrom "($5.00)"; and in line 21 strike "(30)"; and in line 23 of said section strike "($5.00)"; and in line 28 of said section strike "article" and insert "Act"; and in said line 28 also insert the word "securities" after the conjunction "or" and before the article "the"; and also in said line 28 strike the word "have" and insert in lieu thereof the word "has"; and in line 29 of said Section 4 strike the word "are" and insert in lieu thereof the word "is"; and in lines 29 and 30 of said section strike "; providing, however" and insert in lieu thereof ": Provided"; and in line 34 of said section strike "providing" therein and insert in lieu thereof "provided"; and in line 42 of said section on page 7 strike "article" and insert in lieu thereof the word "Act".

18. Amend the printed bill, page 7, Section 5, line 1 by striking the word "article" therein and by inserting in lieu thereof the word "Act"; and in said line 1 also strike the word "The" therein and insert in lieu thereof the following:

"Except as in this Act specifically provided, the"; and in lines 3 and 4 of said Section 5 strike commencing with the first article "the" in said line 3 down to and including the word "thereof" in line 4; and in line 7 of said section insert after the conjunction "and" and before the word "without" the word "being"; and in line 10 of said Section 5 insert the word "agricultural" before the word "real" therein; and in line 13 of said section strike "(60)"; and in line 14 of said section strike the word "said" and insert in lieu thereof the article "the"; and in line 19 of said section strike "(3)"; and in line 22 of said section insert the punctuation "-" between the word "two" and the word "thirds"; and in line 26 of said section insert "building and loan associations," before the conjunction "and" therein.

19. Amend the printed bill, page 8, Section 5, line 53 by striking therefrom the words "this article or" therein and in line 54 of said section strike the word "act" and insert in lieu thereof the word "Act"; and in line 57 of said section on page 8 strike therefrom "or more than ten years".

20. Amend the printed bill, page 9, Section 5, line 67 by striking therefrom "(6)"; and on page 9 of said section strike that part thereof beginning with the article "the" immediately before the words "New York" in line 77 therein down to and including the word "or" in line 79 therein and insert in lieu thereof the following:

"a recognized registered stock exchange. (n) Capital stock of a"; and in line 81 of said section strike "other than common stock"; and in line 83 of said section strike "(5)"; and also strike commencing with the preposition "upon" in line 83 down to and including the word "years" in line 85; and in line 91 of said section insert after the last word "court" therein the following:

", or securities sold or exchanged or offered for sale or exchange to banks, insurance companies or registered brokers as defined in this Act";
and on page 9, Section 6, line 2 strike "act" therein and insert in lieu thereof the word "Act"; and on page 10, line 5 of Section 7 strike "article" and insert in lieu thereof the word "Act"; and in lines 6 and 12 on said page 10 of said Section 7 strike the word "article" wherever the same appears therein and insert in lieu thereof the word "Act".

21. Amend the printed bill, page 10, Section 8, lines 1, 2 and 5 by striking the word "article" wherever the same appears therein and by inserting in lieu thereof the word "Act"; and in line 13 of Section 8 strike ", including: The" therein and insert in lieu thereof the following: ". The bureau may require such application to include: the"; and in line 21 of said Section 8 strike "isuer" therein and insert in lieu thereof "issuer".

22. Amend the printed bill, page 11, Section 8, by striking that part of said section commencing with the punctuation ";" in

line 44 down to and including the word "require" in line 46 therein; and in line 2, Section 9 on said page 11 insert after the article "the" and before the word "Department" therein the following: "Director of Insurance for the"; and in line 4 of said Section 9 strike "act" and insert in lieu thereof "Act"; and in lines 7 and 10 of said section strike the word "article" wherever the same appears therein and insert in lieu thereof the word "Act"; and in line 18, page 12, Section 9, strike "article" therein and insert in lieu thereof the word "Act"; and in line 13, Section 10, page 12, strike "; provided further," therein and insert in lieu thereof ": Provided,"; and in line 17 of said Section 10 strike "act" and insert in lieu thereof the word "Act"; and in line 37 on page 13 of said Section 10 strike the words "and as" therein and in line 39 of said section insert "Insurance for the" after the first preposition "of" and before the second article "the" therein; and in line 42 strike "therefore" and insert in lieu thereof "therefor"; and in line 14, Section 11, on page 13 strike "charcter" therein and insert in lieu thereof "character"; and in line 19 of said Section 11 strike "(1)"; and in line 23 of said Section 11 strike "; provided further," and insert in lieu thereof ": Provided,".

23. Amend the printed bill, page 14, Section 11, line 35 by striking the word "department" therein; and strike that part of said section on page 14 commencing with the first word "All" in line 49 down to and including the word and punctuation "power." in line 51 of said section; and in line 53 on said page 14 strike "That no" therein and insert in lieu thereof "No"; and in line 60 strike "($100)" and "($1,000)" therein; and on page 16, Section 15, line 1 strike "article" therein and insert in lieu thereof the word "Act"; and in line 2, Section 16, page 16 strike the first word "of" therein and insert in lieu thereof the word "if"; and in line 3, Section 16 strike "article" therein and insert in lieu thereof the word "Act"; and in line 4 of said Section 16 insert after the first preposition "of" and before the second article "the" therein the following: "Insurance for the"; and in said lines 4 and 5 insert the punctuation "-" after the word "attorney" in line 4 and after the first word "in" in line 5 of said Section 16.

24. Amend the printed bill, page 16, Section 17, line 4 by transposing the words "so" and "to" therein; and in line 21, page 17, Section 17 strike the word "State" and insert in lieu thereof the word "state"; and in line 4, Section 18, page 17, strike "section 17" therein and insert in lieu thereof "Section 17 of this Act"; and in line 8 of said Section 18 strike the figure "(10)" and the figure "(300)" therein; and in line 11 of said Section 18 insert "Insurance for" after the second preposition "of" and after the second article

"the" therein; and in line 12 of said Section 18 insert immediately preceding the first punctuation "," therein and after the figure "16" therein the words "of this Act"; and in line 13 strike "(10)"; and "(300)"; and in line 14 of said Section 18, strike "($1.00)"; and in line 6, Section 19, page 17 insert after the last word "of" therein the words "Insurance for".

25. Amend the printed bill, page 18, Section 20, line 9, by striking therefrom "(20)"; and in line 10 of said Section 20 strike "(10)"; and in line 12 of said Section 20 strike "(5)"; and in line 29 of said Section 20, strike "(30)"; and on page 19, Section 21, line 2 strike "act" therein and insert in lieu thereof "Act"; and in line 4 of said Section 21 strike "article" and insert in lieu thereof the word "Act"; and in line 5 of said Section 21 strike "legislature" and insert in lieu thereof "Legislature"; and in line 3, Section 22, page 19, strike "such" and insert in lieu thereof the article "an"; and in line 6 of said Section 22 strike "act" and insert in lieu thereof the word "Act"; and in line 8 of said Section 22 on page 19 strike the last word "State" and insert in lieu thereof the word "state".

26. Amend the printed bill, page 19, Section 23, line 2 by striking therefrom the word "act" and by inserting in lieu thereof the word "Act"; and in line 1, Section 24, strike the first word "Section" and insert in lieu thereof the following: "Sec."; and in line 6 of said Section 24, strike "accruing" and insert in lieu thereof the word "resulting"; and in line 27 on page 20 in said Section 24, strike "(2)"; and in line 1, Section 25, strike the first word "Section" and insert in lieu thereof the word "Sec."; and also in said line 1 in said Section 25, transpose the words "immediately" and "to" therein; and in line 4 in said Section 25, strike "act" and insert in lieu thereof the word "Act"; and in line 9 and line 12 of said Section 25, strike the word "article" wherever the same appears therein and insert in lieu thereof the word "Act".

27. Amend the printed bill, page 21, Section 26, lines 2 and 3 by striking the word "article" therein and by inserting in lieu thereof the word "Act"; and in line 5 of said Section 26, strike "($100.00)"; and in line 8 of said Section 26, strike "($500.00)"; and in line 14 of said Section 26 insert the conjunction "or" preceding the syllable "trans-"; and in line 16 of said Section 26 strike "article" and insert in lieu thereof the word "Act"; and in line 19 of said Section 26 strike "(10)"; and in line 23 of said Section 26 strike "($100.00)"; and in line 24 of said Section 26 strike "($1,000.00)"; and in line 27 of said Section 26, strike the word "article" and insert in lieu thereof the word "Act"; and in line 29 of said Section 26 strike "($100.00)"; and in line 30 of said Section 27 strike "($1,000.00)";

and in line 31 of said Section 26 strike "(1)"; and in line 33 of said Section 26 strike "article" and insert in lieu thereof the word "Act"; and on page 22 in line 38 of said section, strike "($1,000.00)" therein; and in line 41 of said Section strike "($100.00)"; and in line 42 of said Section 26 strike "($5,000.00)"; and in line 43 of said section strike "(10)".

28. Amend the printed bill, Section 27, line 1 by striking the word "article" and by inserting in lieu thereof the word "Act"; and in line 9 of said Section 27 strike (10) and in line 3 of Section 28 on said page 22, strike "article" and insert in lieu thereof the word "Act"; and in line 8 in Section 29 on said page 22 insert after the word "principal" therein the following:

"together with such salesman, representative, broker, factor or agent".

29. Amend the printed bill, page 23, Section 29, line 18 by striking the word and punctuation "article." therein and by inserting in lieu thereof the following:

"Act. Any such person, liable as above, shall also be deemed guilty of a felony, and, upon conviction thereof, shall be punished as provided in Section 31 of this Act.".

30. Amend the printed bill, page 23, Section 30, line 5 by striking therefrom "($25.00)"; and in line 6 of said section strike "who"; and in line 7 of said section strike "(3)" and "($50.00)"; and in line 8 of said section strike "(4)" and "(10)"; and in line 9 of said Section 30 strike "($100.00)"; and in line 10 of said section strike "(11)" and "(25)"; and in line 11 strike "($200.00)"; and in line 12 of said section strike "(26)" and "(40)"; and in line 13 strike "($200.00)" and "($25.00)"; and in lines 14 and 15 of said section strike "(40)" wherever the same appears therein; and in line 23 of said section strike "($25.00)".

31. Amend the printed bill, page 23, Section 31, line 3 by striking the word "act" and by inserting in lieu thereof the word "Act"; and in line 3 of said Section 31 strike "($1,000.00)"; and in line 6 on page 24 of said section strike the conjunction "and" and insert in lieu thereof the conjunction "or"; and in line 7 of said Section 31 strike "(10)" therein and insert ", or both" after the word "years" in said line 7; and in line 8, Section 32, page 24 strike "($10,000.00)"; and in line 9 of said Section 32 strike "(10)"; and in line 5, Section 33, strike "article" and insert in lieu thereof the word "Act"; and in line 11, Section 33, strike "($10.00)"; and in

line 12 of said Section 33, strike "($500.00)"; and in line 13 of said Section 33 strike "(6)".

32. Amend the printed bill, page 24, by striking all of Section 34 thereon; and renumber the rest of said sections to comply with the foregoing amendment; amend the printed bill, page 25, Section 35, line 14 by striking "($10,000.00)" therein; and in 15 of said Section 35 strike "(1)" and "(10)"; and in line 2, Section 36 on said page 25, insert "securities" after the syllable "ing" therein; and strike that part of said section commencing with the word "stocks" in line 2 down to and including the word "associations" in line 3; and in lines 5 and 8 of said Section 36 strike in each of said lines ", stocks, bonds or other evidences of debt" wherever the same appears therein, and insert in lieu thereof the following; "or securities"; and in line 10 of said Section 36 strike "($5,000.00)" and "(2)" therein.

33. Amend the printed bill, pages 25 and 26, Section 37, by striking that part of said section commencing with the words "A person" in line 1 of said section on page 25, down to and including the word and punctuation "felony," in line 22 on page 26, and by inserting in lieu thereof the following:

"A person engaged in the business of purchasing, exchanging or selling securities as a broker, issuer or salesman thereof is guilty of a felony, who; (1) having in his possession securities or money belonging to a customer without having any lien thereon or any special property therein, pledges or disposes thereof without such customer's consent; or (2) having in his possession securities or money belonging to a customer on which he has a lien for indebtedness due to him from the customer; (a) pledges the same for more than the amount due to him thereon; or (b) otherwise disposes thereof with or without the customer's consent without having in his possession or subject to his control securities or money of the kind and amount to which the customer is then entitled, ready for delivery to him upon thirty days' notice and demand therefor and tender of the amount due thereon; or (c) fails on demand to deliver to such customer securities or money owned by such customer and in the possession of such broker, issuer or salesman upon payment or tender of the amount the same was pledged to secure; or (3) having in his possession securities or money belonging to a customer for the purpose of procuring other securities or money therewith for such customer, fails to deliver to such customer upon demand therefor such other securities, original securities or money within sixty days from the date of receiving into his possession such original securities or money. Every person convicted of any felony defined in this section shall be".

34. Amend the printed bill, page 26, Section 37, line 23 by striking therefrom "($5,000.00)"; and in line 24 of said section strike "(2)"; and in lines 3 and 5, Section 38 on page 26 strike the word "article" wherever the same appears therein and insert in lieu thereof the word "Act"; and in line 3 of said Section 38 insert after the word "shall" and before the word "constitute" therein the following:

", if and when specifically appropriated by the Legislature during any biennium,";

and in line 4 of said Section 38 insert after the word "bureau" therein the words "during any biennium"; and in line 1, Section 39, on said page 26 strike the first word "Section" therein and insert in lieu thereof "Sec.".

35. Amend the printed bill, page 26, Section 39, lines 1 and 2 by striking therefrom "81-5420, 81-5421, and 81-5432" and by inserting in lieu thereof the following:

"81-5428 and 81-5429,";

and in line 4 of said Section 39 strike the word "act" therein and insert in lieu thereof the word "Act".

36. Amend the printed bill, page 26, Section 40, by striking all of Section 40 therein and by inserting in lieu thereof the following:

"Sec. 40. This Act, and that part of Article 54, Chapter 81, Compiled Statutes of Nebraska, 1929, which is not herein specifically repealed, may be cited as the "Blue Sky Law"."

37. Amend the printed bill, pages 26 and 27, by striking all of Sections 41 and 42 thereon and by inserting in lieu thereof the following:

"Sec. 41. That Section 81-5401, C. S. Supp., 1933, is hereby repealed; that Sections 81-5402 to 81-5410 inclusive, 81-5412 to 81-5418 inclusive, 81-5420 to 81-5427 inculsive, and 81-5431 and 81-5432, Compiled Statutes of Nebraska, 1929, are hereby repealed; and that Sections 1, 2 and 3, Chapter 175, Session Laws of Nebraska, 1935, are hereby repealed: Provided, however, that this repeal shall in no wise affect any contract, right, claim, interest, title, action or liability which may have accrued, or in any order, judgment, decree, sale, recognizance, instrument or proceeding made, entered or had under any of the provisions of the acts or parts of acts repealed, nor shall this repeal in any wise affect any criminal prosecution heretofore commenced, or any fine, penalty, forfeiture or punishment for crimes, misdemeanors or offenses committed before the taking effect of this Act, prosecution for which shall be carried on and continued in the manner now provided by law, the same as if this repeal had not been made.

Sec. 42. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law.".

38. Amend the printed bill, page 1, title by striking all of said title after the word "securities" in line 2 thereof and by inserting in lieu thereof the following:

"; to provide for the regulation and control of the issuance, sale or exchange thereof; to prescribe the powers and duties of the Director of Insurance for the Department of Insurance and of his subordinates with reference thereto; to establish the Bureau of Securities in the Department of Insurance subordinate to the Director thereof; to provide the methods of obtaining funds for the enforcement of the provisions of this Act; to provide penalties for the violation thereof; to provide a saving clause; to repeal Section 81-5401, C. S. Supp., 1933; to repeal Sections 81-5402 to 81-5410 inclusive, 81-5412 to 81-5418 inclusive, 81-5420 to 81-5427 inclusive, and 81-5431 and 81-5432, Compiled Statutes of Nebraska, 1929; to repeal Sections 1, 2 and 3, Chapter 175, Session Laws of Nebraska, 1935; and to declare an emergency.".

LEGISLATAVE BILL NO. 369. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 369:

(Note: Capital letters indicate stricken matter, blackface type indicates new matter)

1. Amend the printed bill, pages 1, 2 and 3 by striking all of said printed bill after the enacting clause and by inserting in lieu thereof the following:

"Section 1. Any person, company or association interested therein may file a verified petition with the Director of Insurance for the Department of Insurance stating his or its complaint against any insurance company, fraternal beneficiary association, insurance association or insurance agent or broker authorized or licensed to transact insurance business in this state, relating to any violation of any law or of any order of the Director of Insurance for the Department of Insurance, not inconsistent with law, by such company, association or agent or broker to the prejudice of the complainant. Such petition shall allege facts with the same detail as is required in pleadings filed in a judicial proceeding. Notice of the filing of such petition shall be served by said Director or by his subordinate, pursuant to his direction, on the company or association complained against by forwarding by registered mail such notice and a copy of the petition to its home office; and in case an agent or broker shall be complained against, by forwarding by registered mail such notice and a copy of the petition to such agent or broker at his last known address as shown by records of the Department of Insurance. Such notice shall specify the time to plead to said petition; and pleadings to said petition may be in substance and form the same as in a judicial proceeding. The company, association or person complained against may be designated "Respondent" and shall have the full period of thirty days from the date of the mailing of such notice by registered mail to plead to said petition. Upon the filing of such petition and at any time thereafter, the Director of Insurance, in his discretion, shall make or cause to be made such examination of the records and accounts of the company or association complained against as he deems advisable. The report of such examination, made under his direction, shall be made a part of the record of the hearing on the petition. Upon hearing, testimony may be offered under oath by the parties. A complete record thereof shall be made. Upon final hearing and submission of the matter to the Director of Insurance, he shall make and enter an order in the matter which shall be made a part of the record of said hearing, and which shall be final and binding upon all parties unless an appeal shall be perfected therefrom as hereinafter provided. If, upon such hearing, the Director of Insurance shall find that any company, association, agent or broker has violated any statute of this state relating to insurance or any order of the Department of Insurance, not inconsistent with any said statute, the Director of Insurance may cancel or suspend the authority to do business in this state of such company, association, agent or broker; and said Director shall tax all costs of such proceedings against such respondent and report his findings to the Attorney General. If the complaint be dismissed, all costs shall be taxed against the complaining party. Either party may file an application for rehearing within three days after the entry of such order.

Sec. 2. No order, judgment or decree affecting any such insurance company or association and providing for an accounting or for an audit or examination of the books, records or accounts of any such company or association, or for an injunction restraining or interfering with the prosecution of the business of any such company or association, or appointing temporary or permanent receivers for any such company or association, or involving the organization, regulation, supervision or control of any such company or association, shall be granted by any court or judge thereof otherwise than upon application of the Director of Insurance for the Department of Insurance of the state of Nebraska or the Attorney General of the state of Nebraska, except in actions by judgment creditors: Provided, if in a proper petition filed with the Department of Insurance, plaintiff asks that the said Director of Insurance shall make application to the court for any such order, judgment or decree, as is herein described, and such relief is denied by the said Director of Insurance, then the court upon appeal from the order entered after hearing upon such petition and upon finding that the order appealed from should be modified or vacated upon any of the grounds set forth in Section 3 of this Act, shall be authorized to enter any such order, judgment or decree when warranted by law and the record of the proceedings before the said Director of Insurance.

Sec. 3. That Section 44-1116, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

44-1116. Any person, OR company **or association** may appeal from any decision of the DEPARTMENT OF TRADE AND COMMERCE **Director of Insurance for the Department of Insurance** to the district court of the county in which the state capital is located, UNLESS OTHERWISE PROVIDED, within twenty days from the date thereof. **If the appeal is from an order of the said Director of Insurance entered by him in statutory proceedings requiring notice and hearing, such appeal shall be heard upon the certified transcript of the records and bill of exceptions of the proceedings had before the said Director of Insurance and shall be vacated or modified only in the event: (a) That the said Director of Insurance acted without or in excess of his powers: or (b) That the findings off act by the said Director of Insurance are not supported by the evidence in the record: or (c) That the findings of fact by the said Director of Insurance do not support the order by him made. Such appeal shall be perfected by filing in said court, within twenty days from the entry of such order, a verified petition setting forth the reasons assigned for reversal or modification, together with a bond, conditioned and approved as hereinafter provided, and a transcript of the pleadings and of the order of the Director of Insurance. A certified transcript of the testimony and the evidence taken before the Director of Insurance, certified by the stenographer who made the record and by the Director of Insurance, shall also be filed in the district court within twenty days from the entry of said order or within such additional time as may be fixed by said court, which transcript, when so made and certified, shall constitute the bill of exceptions. Such transcript and bill of exceptions shall be paid for by the party ordering the same, cost to be determined by the regular schedules for copies of record fixed for the**

Director of Insurance. No appeal shall be deemed taken or perfected unless a good and sufficient bond executed by at least two sureties or by one corporate surety company duly authorized and doing business in this state, shall be first approved by the Director of Insurance and filed in said court. The amount of said bond shall be fixed by the Director of Insurance; and said bond shall be conditioned for the payment of all costs, including the expense of perfecting the appeal, in case the order shall be affirmed. All appeals from the said Director of Insurance to the district court in matters not involving notice and hearing shall be taken within twenty days from the date thereof, in the same manner as appeals are now taken from the action of the AUDITOR OF PUBLIC ACCOUNTS **Auditor of Public Accounts** in the disallowance of claims. THE **In all appeals** the court shall hear the appeal as in equity and without a jury, and shall render judgment and apportion costs as may be equitable. The decision of the DEPARTMENT OF TRADE AND COMMERCE **said Director of Insurance** shall remain in full force until reversed by final judgment of the court.

Sec. 4. That Section 44-328, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

44-328. No LICENSE **authorization** shall be issued to any agent, except upon application of the company upon a form to be furnished by and filed with the department and no LICENSE **authorization** shall be issued for any broker's LICENSE **authorization** until such applicant shall have filed an application therefor upon a form furnished by the insurance board. The department shall furnish to each insurance company application blanks to be filled out and signed by the agent applying for the LICENSE **authorization.** The application blanks shall require the agent to state his name, residence, the name or names of any insurance companies he may have worked for, or solicited insurance for in the past, together with their address, and whether or not he was discharged or voluntarily left the employment of such other company or companies; it must also show how long applicant has been engaged in the insurance business and in what branches. The agent shall also state in said application whether or not he owes said insurance company or companies any money for premiums collected by him and not turned over to said company **or companies,** OR FOR MONEY ADVANCED BY SAID COMPANY OR COMPANIES and not paid back. He shall also state whether he violated any of the insurance laws of the state while he was in the employ of said company or companies. The statements and answers made in the applications shall have the same force and effect as if sworn to. If said application of said agent shows that such applicant owes any insurance company money for premiums collected or money advanced, or that said applicant violated any insurance laws of this state or of any state where he may have been employed as an insurance agent, then in that case it shall be the duty of the department to withhold the LICENSE **authorization** applied for. It shall also be the duty of the department to withhold any LICENSE **authorization** applied for when it is satisfied that the principal use of such LICENSE **authorization** is to effect insurance upon the property, life, health, or liability of such person, his employer, or employee, or to circumvent the enforcement of the anti-rebate law. If A LICENSE **an authorization** shall be granted to said applicant and the application, or any statement therein contained is found to be untrue, then in that case the department shall at once cancel said LICENSE **authorization.** UPON THE FILING OF AN AFFIDAVIT, DULY VERIFIED BY TWO RESIDENTS OF THE STATE OF NEBRASKA THAT AN AGENT HOLDING SUCH A LICENSE HAS MISREPRESENTED THE PROVISIONS OF ANY POLICY OF INSURANCE IN THE SOLICITATION OR SALE OF SUCH A POLICY, ALLEGING THE FACTS CONSTITUTING SUCH MISREPRESENTATION, THE DEPARTMENT SHALL FILE SUCH AFFIDAVIT IN THE OFFICE OF THE COUNTY JUDGE OF THE COUNTY IN WHICH SUCH MISREPRESENTATION IS ALLEGED TO HAVE BEEN MADE AND UPON THE FILING OF SUCH AFFIDAVIT A CAUSE SHALL BE DOCKETED AS IN OTHER CIVIL CASES IN COUNTY COURTS, THE AGENT BEING DESIGNATED THE DEFENDANT. A SUMMONS SHALL BE ISSUED FOR THE DEFENDANT, WHICH SUMMONS MAY BE SERVED IN ANY COUNTY IN THIS STATE WHERE THE DEFENDANT MAY BE FOUND, AND UPON THE RETURN DAY OF THE SUMMONS IF A CONTINUANCE BE NOT GRANTED A TRIAL SHALL BE HELD TO THE COURT WITHOUT A JURY, AT THE CONCLUSION OF WHICH THE COURT SHALL MAKE A FINDING OF THE FACTS AND LAW. IN CASE THE FINDING OF THE COURT IS THAT SAID COMPLAINT IS SUSTAINED, THE JUDGMENT OF THE COURT SHALL BE THAT THE DEFENDANT'S LICENSE BE CANCELLED AND THAT THE DEFENDANT PAY THE COSTS, AND IF THE FINDING BE THAT THE COMPLAINT IS NOT SUSTAINED, THE ACTION SHALL BE DISMISSED AT THE COST OF THE COMPLAINTS. PROVIDED, THAT EITHER PARTY MAY APPEAL TO THE DISTRICT COURT, BY GIVING BOND, AS IN OTHER CIVIL CASES. **Any agent or broker violating any insurance law of this state or any order of the Director of Insurance for the Department of Insurance, not inconsistent with said law, if no other penalty is elsewhere provided, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined not more than fifty dollars for each offense and shall stand committed until such fine and costs of prosecution are paid. Any insurance company, its officers, employees or servants, violating any insurance law of this state or any order of the Director of Insurance for the Department of Insurance, not inconsistent with said law, if no other penalty is elsewhere provided, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined in**

any sum not exceeding five hundred dollars for each offense and shall stand committed until such fine and costs are paid.

Sec. 5. That said original Sections 44-1116 and 44-328, Compiled Statutes of Nebraska, 1929, are hereby repealed.

Sec. 6. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law".

2. Amend the printed bill, page 1, title by striking all of said title and by inserting in lieu thereof the following:

"A BILL

FOR AN ACT relating to insurance; to provide for filing of complaints with the Director of Insurance for the Department of Insurance against insurance companies, fraternal beneficiary associations, insurance associations and insurance agents or brokers authorized to transact the business of insurance in this state; to provide for notice and hearing thereon, for transcript of record of such hearings and for appeal from the findings and orders of the said Director of Insurance; to restrict proceedings for the appointment of receivers or involving the organization, regulation, supervision or control of such companies or associations, or for accounting or injunctions, enjoining, restraining or interfering with the prosecution of the business of any insurance company or association or appointing receivers to proceedings brought by the said Director of Insurance or the Attorney General, except in actions by judgment creditors; to restrict proceedings upon appeal from an order of the said Director of Insurance under certain conditions; to amend Sections 44-1116 and 44-328, Compiled Statutes of Nebraska, 1929; to repeal said original sections; to provide penalties for the violation of insurance laws or of orders of the Director of Insurance, not inconsistent with said laws, by insurance brokers, agents or companies; and to declare an emergency.".

LELAND R. HALL, Chairman.

ENROLLMENT AND REVIEW

LEGISLATIVE BILL NO. 14. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 14:

Amend the Standing Committee Amendments, paragraph 11, line 3 by striking the figure "18" therein and by inserting in lieu thereof the figure "17".

Amend the printed and original bill, by striking "and/" wherever the same appears in the bill.

Section 3, line 2 of the printed bill, line 1 of the original bill, insert a comma after the word "Architects".

Section 3, engross all of said section as a solid paragraph.

Section 4, line 8 of the printed bill, line 7 of the original bill, strike the word and punctuation ", provided" and insert in lieu thereof ": Provided,".

Section 7, line 12 of the printed bill, line 11 of the original bill, strike the capital letter in the word "State" before the word "and" substitute therefor the case letter "s".

Section 7, line 14 of the printed bill, line 13 of the original bill, strike the words and punctuation "State Auditor." and insert in lieu thereof the following: "Auditor of Public Accounts:".

Section 10, line 10 of the printed bill, line 9 of the original bill, strike the capital letter "C" in the word "Country" and substitute therefor the case letter "c".

Section 10, line 12 of the printed bill, line 11 of the original bill, strike the word and punctuation "act." and substitute therefor "Act;".

Section 10, lines 23 and 24 of the printed bill, line 21 of the original bill, strike the word and punctuation as follows: "; provided, however," and substitute therefor ": Provided,".

Section 11, line 25 of the printed bill, line 22 of the original bill, strike the word "providing" and insert in lieu thereof the word "if".

Section 12, line 5 of the printed bill, line 4 of the original bill, strike the capital letter "S" in the word "State" and substitute therefor the case letter "s".

Section 13, line 2 of the printed and the original bill, strike the capital letter "S" in the word "State" and substitute therefor the case letter "s".

Section 14, line 2 of the printed and the original bill, strike the words "act, towit" and substitute therefor the words and punctuation "Act, to-wit".

Section 14, line 3 of the printed and original bill, strike the capital letter "S" in the word "State" and substitute therefor the case letter "s"; and in line 6 of the printed bill, line 5 of the original bill, strike the word and punctuation "; provided," and substitute therefor ": Provided,".

Section 14, line 10 of the printed bill, line 9 of the original bill, strike the capital letter "S" in the word "State" and substitute therefor the case letter "s".

Section 14, line 23 of the printed bill, line 21 of the original bill, strike the punctuation and word "; provided," and substitute therefor the following: ": Provided,"; and in line 31 of the printed bill, line 28 of the original bill, strike the punctuation and word ", provided" and substitute ": Provided,".

Section 15, line 3 of the printed and original bill, strike the capital letter "S" and substitute therefor the case letter "s".

Section 16, line 7 of the printed bill, line 6 of the original bill, strike the punctuation and word "; provided" and substitute therefor the word ": Provided"; and in said lines strike the capital letter "S" in the word "Section" and substitute therefor the case letter "s".

Section 16, line 9 of the printed bill, line 8 of the original bill, as amended by the Committee of the Whole Amendment, capitalize the first letter of each of the words "ten thousand dollars".

LEGISLATIVE BILL NO. 52. Placed on Select File.
LEGISLATIVE BILL NO. 53. Placed on Select File.
LEGISLATIVE BILL NO. 108. Correctly engrossed.
LEGISLATIVE BILL NO. 157. Correctly engrossed.
LEGISLATIVE BILL NO. 196. Correctly engrossed.
LEGISLATIVE BILL NO. 221. Correctly engrossed.
LEGISLATIVE BILL NO. 188. Correctly engrossed.
LEGISLATIVE BILL NO. 295. Correctly engrossed.
LEGISLATIVE BILL NO. 206. Correctly engrossed.
LEGISLATIVE BILL NO. 198. Correctly engrossed.
LEGISLATIVE BILL NO. 273. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

March 15, 1935.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 2:20 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 58.
LEGISLATIVE BILL NO. 220.
LEGISLATIVE BILL NO. 117.
LEGISLATIVE BILL NO. 124.
LEGISLATIVE BILL NO. 77.

(Signed) ROBT. M. ARMSTRONG, Chairman.

GOVERNMENT

LEGISLATIVE BILL NO. 257. Re-referred to Committee on Revenue to be correlated with Legislative Bill No. 244.

(Signed) P. L. CADY, Chairman.

MOTION—To Recommit L. B. No. 158

Mr. President: I move to recommit Legislative Bill No. 158 to the Committee on Public Highways and Bridges, with the suggestion that the bill be amended so as to eliminate all reference to direct relief or assistance therefrom.

(Signed) J. N. NORTON.

The motion prevailed.

REQUEST FOR CLERK FOR COMMITTEES

Mr. President: Miss Maxine Gustason has been acting as clerk for your Banking and Insurance Committee and also for the Public Health and Miscellaneous Subjects Committee.

We request that she be officially designated as clerk for both of the above committees.

(Signed) LELAND R. HALL,
Chairman, Banking and Insurance.

(Signed) W. E. WORTHING,
Chairman, Public Health and Miscellaneous Subjects.

The request was granted.

APPROVED BY THE GOVERNOR

March 15th, 1937.

To the President and Members of the Legislature:
Gentlemen:

I have approved legislative bill 80. I have done so realizing that there is merit in this bill. I desire, however, to call the attention of the legislature to what seems to me to be a defect in this legislation which should be corrected.

The bill, as introduced and as approved by the Committee, as well as the Committee of the Whole, had for its purpose to qualify state banks as depositories for funds of the federal government.

While the bill was pending on the select file and just before its final passage, amendment was attached which eliminated such state banks as are not members of the Federal Deposit Insurance Corporation by denying to them the right to pledge assets for federal deposits.

It is my recommendation that this amendment be eliminated before the legislature adjourns by the passage of another act. To not do so, will be to discriminate against sixty state banks in Nebraska.

Respectfully submitted,

(Signed) R. L. COCHRAN,
Governor.

RESOLUTION RESPECTING THE MEMORY OF VERNON D. ANDREWS

Introduced by Walter R. Johnson and C. J. Warner

Eight years ago last January a young man in his late thirties became a member of the House of Representatives of the state of Nebraska, representing the Thirty-second District. He was Vernon D. Andrews. Today that which is mortal of that same young man will be carried to his final resting place at Wyuka.

Vernon D. Andrews was born at Van Wert, Iowa, July 25, 1890. He came to Nebraska in 1907, graduated from Lincoln high school that year, later attended the University of Nebraska for two years and later the Nebraska School of Business. He came to the Legislature with a practical knowledge of many professions and businesses, having been prior to 1929 a teacher, athletic coach and salesman, and also equipped with knowledge concerning agriculture and banking. He was active in the civic affairs of Lincoln and College View, having served as president of the Lincoln Cosmopolitan Club, local and international, was a member of the board of trustees of Sigma Phi Epsilon, president of the Nebraska Jersey Breeders' Association, and member of other dairymen's associations. His hobby was dog racing and he was nationally known in greyhound coursing circles all over the country.

The work of the Legislature had a peculiar fascination for Vernon D. Andrews. In 1931 we again find him as first assistant to Frank P. Corrick, chief clerk of the House of Representatives, who died suddenly in the midst of his term; and Andrews carried on the work of the chief clerk's office without a break until adjournment of the forty-seventh regular session and also the forty-eighth special session of the Legislature which convened June 9, 1931.

He assisted in the organization of the office of chief clerk of the 1933 House of Representatives and later moved to Kansas City where he died March 13, 1937.

WHEREAS, Vernon D. Andrews, by his devotion and enthusiasm for progressive legislation and the sympathetic attention which he gave to the problems of his constituents, as well as the signal service which he rendered as chief clerk of the House of Representatives has left his impression and mark upon the existence of the Nebraska State Legislature, NOW THEREFORE

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That this Legislature pause for a moment during its deliberations this morning to recognize the service which Vernon D. Andrews rendered to his community and to his state.

2. That the chief clerk of the Legislature be directed forthwith to send to the widow of the deceased a copy of this resolution properly authenticated and suitably engrossed after the same shall have been spread at large upon the journal of this Legislature as an expression of our profound reverence to the memory of Vernon D. Andrews.

By unanimous consent the rules were suspended and the resolution adopted.

MOTION—To Appoint Committee to Attend the Funeral of Mr. Andrews

Mr. President: I move that a committee of five, including the Speaker, be appointed to attend the funeral of Vernon D. Andrews this afternoon.

(Signed) E. M. NEUBAUER.

The motion prevailed and the Chair appointed Walter R. Johnson, Mr. Wells, Mr. Neubauer, Mr. Dunn and Speaker Warner to serve on said committee.

Former Representative Marjorie Stark addressed the Legislature briefly.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 73.

A Bill for an Act to amend Section 17-515, C. S. Supp., 1933, as amended by Section 2, Chapter 140, Session Laws of Nebraska, 1935, relating to municipal corporations; to provide rules and regulations governing and controlling the deposit of funds of cities of the second class and villages in state or national banks; to fix the duties, responsibilities and liabilities of the treasurer, trustees and councilmen relative thereto; to prescribe the conditions upon which said banks may become eligible as depositories of said cities or villages; to provide the method and manner by which the surplus funds thereof may be invested in the outstanding bonds or registered warrants of such cities or villages; to provide that the proceeds of sales of municipal light and water properties may be used to retire light and water bonds or warrants due and that the excess, if any, after such payments be made, may be transferred to the general fund; and to repeal said original section as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Comstock
Dafoe
Diers
Dunn
Frost
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner

Voting in the negative, 1:

Armstrong

Not voting, 6:

Carsten
Gantz
Howard
Regan
Wells
Worthing

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 161 (With emergency clause).

A Bill for an Act to permit, authorize, empower and grant the right to The Lincoln Joint Stock Land Bank of Lincoln, Nebraska to sue the State of Nebraska in the District Court of Sheridan County, Nebraska; to provide for the waiver of the defense of sovereignty on the part of the State of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages therefor against the State of Nebraska in the premises; to provide for the payment thereof; to waive the defense of the statute of limitations; to direct the Attorney General of Nebraska to defend any action or actions brought by virtue hereof; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 18:

Adams, J., Jr.
Armstrong
Brandt
Carpenter
Dafoe
Dunn
Haycock
Johnson, W. R.
McMahon
Miller
Murphy
Norton
Pizer
Strong
Thomas
Tvrdik
Warner
Worthing

Voting in the negative, 17:

Adams, E. A.
Ashmore
Brady
Brodecky
Carlson
Carsten
Diers
Frost
Hall
Knickrehm
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Schultz
Slepicka
Von Seggern

Not voting, 8:

Cady
Comstock
Gantz
Howard
Johnson, R. W.
Neubauer
Regan
Wells

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

VOTE ON LEGISLATIVE BILL NO. 161 WITH EMERGENCY CLAUSE STRICKEN

Voting in the affirmative, 15:

Adams, J., Jr.
Armstrong
Brandt
Carpenter
Comstock
Dafoe
Dunn
Haycock
Johnson, W. R.
Norton
Pizer
Strong
Thomas
Tvrdik
Worthing

Voting in the negative, 19:

Adams, E. A.
Ashmore
Brady
Brodecky
Cady
Carlson
Carsten
Diers
Frost
Hall
Knickrehm
Murphy
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Schultz
Slepicka
Von Seggern

Not voting, 9:

Gantz
Howard
Johnson, R. W.
McMahon
Miller
Neubauer
Regan
Warner
Wells

A constitutional majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause stricken.

LEGISLATIVE BILL NO. 125.

A Bill for an Act to provide for public notice before the entry of any order by the Nebraska State Railway Commission increasing the capital stock of public utility corporations or common carriers or permitting any public utility corporation or common carrier to consolidate its stock, property, franchise, or earnings, in whole or in part, with any other public utility corporation or common carrier owning a parallel or competing property.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Comstock
Dafoe
Diers
Dunn
Frost
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 0.

Not voting, 7:

Carsten
Gantz
Howard
Miller
Murphy
Regan
Wells

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 123 (With emergency clause).

A Bill for an Act to amend Section 16-204, Compiled Statutes of Nebraska, 1929, relating to cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants; to provide that the annual levy for general revenue purposes therein shall not exceed five mills on the dollar of actual valuation of all the taxable property therein subject to taxation; to provide that said annual levy shall not be construed to increase the maximum levy in any one year for all municipal purposes therein as fixed by law; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 31:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Reynolds
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 7:

Brady
Dafoe
Nuernberger
Peterson, J. B.
Pizer
Schultz
Strong

Not voting, 5:

Cady
Comstock
Johnson, W. R.
Regan
Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 1 (With emergency clause).

A Bill for an Act relating to revenue; to provide for the cancellation of interest on general real property and personal taxes delinquent when this Act becomes a law to said date, if payment of such taxes with interest thereon from said date is made on or before December 31, 1938; to provide for the collection of such taxes; to amend Sections 14-553, 15-822, 16-702, 77-1502, 77-1903, 77-1904, 77-1908, 77-1910, 77-1922, 77-1931, 77-2006, 77-2007, 77-2008, 77-2009, 77-2010, 77-2011, 77-2014, 77-2018, 77-2021, 77-2040, 77-2041, 77-2105, 77-2106, 77-2107, 77-2117, 77-2120, 77-2142, Compiled Statutes of Nebraska, 1929; to amend Sections 17-567, 77-1815, 77-1915, 77-2001, 77-2002, 77-2004, 77-2020 and 77-2101, C. S. Supp., 1933; to amend Section 77-1959, C. S. Supp., 1933, and said section as amended by Section 1, Chapter 151, Session Laws of Nebraska 1935; to amend Section 15-812, C. S. Supp., 1933, and said section as amended by Section 2, Chapter 151, Session Laws of Nebraska, 1935; to amend Section 77-2039, Compiled Statutes of Nebraska, 1929, and said section as amended by Section 1, Chapter 162, Session Laws of Nebraska, 1935; to repeal said original sections; to repeal said original sections as amended; to repeal Chapter 156, Session Laws of Nebraska, 1935; to repeal Chapter 15, Session Laws of Nebraska, 1935, Special; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 33:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Comstock
Dafoe
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Schultz
Slepicka
Tvrdik
Von Seggern
Worthing

Voting in the negative, 9:

Armstrong
Carsten
Diers
Norton
Pizer
Strong
Thomas
Warner
Wells

Not voting, 1:

Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATION OF VOTE

Mr. President: I do not believe this bill will benefit the people it is supposed to benefit. Yet with the chance that a crop the coming year will allow some few farmers to be benefited, I vote "Aye".

(Signed) CARPENTER.

Mr. President: This measure, although unfair to the people who have heretofore paid their taxes, may bring about the payment of delinquent taxes which would otherwise be uncollected. I therefore vote "Aye".

(Signed) TVRDIK.

LEGISLATIVE BILL NO. 139 (With emergency clause).

A Bill for an Act to amend Section 66-306, C. S. Supp., 1933, relating to motor vehicle fuel and the specifications thereof; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Carpenter
Carsten
Comstock
Dafoe
Diers
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 2:

Nuernberger
Strong

Not voting, 5:

Ashmore
Cady
Carlson
Dunn
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 338 (With emergency clause).

A Bill for an Act to permit Sven S. Cronwell to file suit against the State of Nebraska in the district court of Lancaster County, Nebraska, for the purpose of having a fair and impartial adjudication of his claim for damages in tort for personal injuries and property damage sustained by him on June 9, 1936, when an automobile in which he was riding precipitated into a deep, unguarded and unlighted hole and bridge in State Highway No. U. S. 138 at a point about three miles west of the city of Big Springs, Nebraska; to provide for the waiver of sovereignty on the part of the State of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages against the State of Nebraska in the premises, if any there be; to waive the defense of the statute of limitations on behalf of said state; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 29:

Adams, E. A.
Adams, J., Jr.
Brady
Brandt
Brodecky
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Neubauer
Norton
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Worthing

Voting in the negative, 4:

Carlson
Howard
Von Seggern
Wells

Not voting, 10:

Armstrong
Ashmore
Cady
Comstock
Miller
Murphy
Nuernberger
Peterson, C. H.
Regan
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Recommit L. B. No. 129

Mr. President: I move that Legislative Bill No. 129, now on Third Reading File, be recommitted to General File for specific amendments.

Specific amendments to L. B. No. 129:

1. Amend the Legislative Bill, final form on Third Reading, page 1, title, line 2 by striking the word "Section" therein and by inserting in lieu thereof the word "Sections"; and in said line 2 of said title insert

after the figure and symbol "46-101" the following: "and 46-111".

2. Amend the Legislative Bill, final form on Third Reading, page 1, title, line 5 by inserting after the first punctuation ";" therein the following: "to empower irrigation districts to acquire property through tax sale foreclosure;".

3. Amend the Legislative Bill, final form on Third Reading, page 2, by inserting immediately after Section 1, line 29 thereon a new section to be numbered as follows:

"Sec. 2. That Section 46-111, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

46-111. The legal title to all property acquired under the provisions of this article **or acquired through purchase of tax sale foreclosure** shall immediately and by operation of law vest in such irrigation district in its corporate name, and shall be held by such district in trust for, and is hereby dedicated and set apart to the uses and purposes set forth in this article. The board is hereby authorized and empowered to hold, use, and acquire, manage, occupy and possess such property and may convey the same, in whole or in part, to the United States, in trust, or to any trustee, for any period not exceeding thirty years, when authorized to do so by the affirmative vote of a majority of the qualified electors voting on such proposition at any general or special election held in such district. Notice of such election shall be given by posting notice thereof in three public places in each of the election precincts in said district for at least twenty days and also by publication of such notice in some newspaper published in the county where the office of the board of directors is kept, once each week for three successive weeks. Such notice shall specify the time and place of holding the election and shall contain a brief summary of the proposition involving the proposed conveyance. Such election shall be held and the result thereof determined and declared in conformity with the provisions of law governing the election of officers in such district, as nearly as may be practicable. No informalities in conducting such an election shall invalidate the same if the election shall have been otherwise fairly conducted. Where such conveyance is made pursuant to the terms and provisions of any contract entered into by the district, upon full compliance with such terms and provisions of said contract by the district the title to said property shall revert to said district.

4. Amend the Legislative Bill, final form on Third Reading, page 2, by renumbering Sections 2 and 3 thereon so that the same will be Sections 3 and 4 respectively, to conform to the preceding amendment.

5. Amend the Legislative Bill, final form on Third Reading, page 2, Section 2, line 1 by striking the word "Section" and by inserting in lieu thereof the word "Sections", and in said line 1 in Section 2, insert "and

46-111" immediately after the figures and symbol "46-101"; and in said line 2 of Section 2 strike the word "is" and insert the word "are".

(Signed) L. B. MURPHY.

The motion prevailed.

MOTION—To Recommit L. B. No. 83

Mr. President: I move that Legislative Bill No. 83, now on Third Reading File, be recommitted to General File for specific amendment.

Specific amendment to L. B. No. 83:

1. Amend the Legislative Bill, final form on Third Reading, page 1, Section 1, line 11 by restoring to the bill stricken matter in said line 11, as follows:

"the police magistrate Fifty Dollars ($50.00) per year:".

(Signed) E. M. VON SEGGERN.

The motion prevailed.

LEGISLATIVE BILL NO. 107 (With emergency clause).

A Bill for an Act to amend Section 18-105, Compiled Statutes of Nebraska, 1929, relating to municipal corporations; to provide that all cities and villages maintaining a system of water works may appoint any competent person including resident freeholders to manage said water works system; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 0.

Not voting, 3:

Comstock
Regan
Worthing

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 167 (With emergency clause).

A Bill for an Act to repeal Section 28-1033, Compiled Statutes of Nebraska, 1929, relating to smoking cigarettes in public eating places; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 3:

Carpenter
Regan
Tvrdik

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STATEMENT FOR JOURNAL

Mr. President: Had I been present, I would have voted "Aye" on Legislative Bill No. 167.

TVRDIK.

LEGISLATIVE BILL NO. 179.

A Bill for an Act to amend Section 36-202, Compiled Statutes of Nebraska, 1929, relating to contracts concerning personal property; to provide that every agreement for the re-purchase of corporate stocks, bonds or other securities shall be in writing; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Pizer
Reynolds
Slepicka
Thomas
Tvrdik
Warner
Wells
Worthing

Voting in the negative, 9:

Ashmore
Brady
Frost
Howard
Nuernberger
Peterson, J. B.
Schultz
Strong
Von Seggern

Not voting, 2:

Diers
Regan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Patton of Omaha South High School addressed the Legislature and expressed appreciation for the passage of L. B. No. 7.

Mr. Ashmore was excused for Wednesday, March 17.

MOTION—To Adjourn

At 12:20 P. M. on motion of Mr. Carsten the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FIFTY-THIRD DAY

Legislative Chamber,

Lincoln, Nebraska, March 17, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Ashmore and Regan who were excused.

The Journal for the Fifty-second Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Roy W. Johnson, favoring L. B. No. 97; Mr. Ashmore, opposing L. B. No. 97; Mr. Schultz, opposing L. B. No. 50; Mr. Haycock, favoring L. B. No. 314.

COMMUNICATIONS

Columbus, Nebraska,

March 16, 1937.

Honorable Walter Jurgensen, Lieut. Governor,
Presiding Officer, Unicameral Legislature,

Lincoln, Nebraska.

Dear Governor:

May we ask you to extend to the members of the Unicameral Legislature a sincere and cordial invitation for each and every one to spend the week-end of April 3rd and 4th, Saturday and Sunday, as the guests of Columbus.

The following program has been outlined:

First, April 3rd, Saturday, 7:00 P. M. Evans Hotel. Banquet and entertainment. Guests of Columbus Chamber of Commerce.

Second, April 4th, Sunday. Breakfast at Genoa. Guests of the Genoa Lions Club.

Third, inspection of former Indian School, now under the Nebraska Board of Control.

Fourth, inspection of intake and headworks of the Loup River Public Power District Project and trip along the canal, including the Monroe Power House, Reservoir and Columbus Power House.

Quarters at the Evans Hotel through the courtesy of the Eppley Hotels Company.

Admission to Columbus theaters through courtesy of the Central States Theatre Corporation.

We shall be very pleased if your body will decide to accept this invitation and pledge ourselves that your time will be profitably and entertainingly spent.

Sincerely,

(Signed) Julius S. Nichols, Mayor of Columbus.

(Signed) Lyndall Carter, President
Columbus Chamber of Commerce

(Signed) Wm. Jerry Senften, President
Genoa Lions Club.

(Signed) Richard C. Regan, Representative, 26th District, Unicameral Legisalture.

MOTION—To Accept Invitation

Mr. President: I move that those who can do so accept the invitation to visit Columbus and Genoa.

J. N. NORTON.

The motion prevailed.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL NO. 463. Indefinitely postponed.

(Signed) E. M. NEUBAUER, Chairman.

Commerce and Communications

LEGISLATIVE BILL NO. 178. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 178:

1. Amend title of the printed bill, page 1, by inserting the following after the word "Act" in line 4:

"and to prescribe rules and regulations"

2. Amend title of the printed bill, page 1, by striking out "annual maximum" in line 5, and by striking out "60-201, 60-202, 60-203, 60-604" in line 11.

3. Amend the printed bill by striking out all sections after Section 1, and insert in lieu thereof the following:

"Section 2. As used in this Act and all rules and regulations prescribed by the Commission pursuant thereto:

(a) The term 'person' means any individual, firm, copartnership, corporation, company, association or joint stock association; and includes any trustee, receiver, assignee or personal representative thereof.

(b) The term 'Commission' means the Nebraska State Railway Commission.

(c) The term 'certificate' means a certificate of public convenience and necessity issued under this Act to common carrier by motor vehicle.

(d) The term 'permit' means a permit issued under this Act to contract carriers by motor vehicles.

(e) The term 'intrastate commerce' means commerce between any place in this state and any other place in this state and not in part through any other state.

(f) The term 'highway' means the roads, highways, streets and ways in this state.

(g) The term 'motor vehicle' means any vehicle, machine, tractor, trailer, or semi-trailer, propelled or drawn by mechanical power and used upon the highways in the transportation of passengers or property, but does not include any vehicle, locomotive or car operated exclusively on a rail or rails.

(h) The term 'motor carrier' means any person owning, controlling, managing, operating or causing to be operated any motor propelled vehicle used in transporting passengers or property for compensation or hire over any public highway in this state.

(i) The term 'common carrier' means any person who or which undertakes to transport passengers or property for the general public in intrastate commerce by motor vehicle for compensation or hire, whether over regular or irregular routes, upon the highways of this state.

(j) The term 'contract carrier' means any motor carrier transporting passengers or property for compensation or hire other than as a common carrier."

"Section 3. The provisions of this Act shall apply to the transportation of passengers or property by motor carriers for hire engaged in intrastate commerce except:

(a) A motor carrier for hire engaged in the transportation of school children and teachers to and from school.

(b) A motor carrier for hire operated in connection with and a part of a street car system.

(c) A motor carrier for hire used wholly for transportation within a municipality or between contiguous municipalities or within a zone adjacent to or a part of any such municipality.

(d) The Commission may upon notice and hearing or by general order exclude other classes of motor carriers from any or all of the provisions of this Act, if it finds that such carriers should be exempt from regulation.

No provision of this Act or order of the Commission shall apply to motor vehicles owned and operated by any farmer and used in the transportation of his agricultural commodities and products thereof, and in the transportation of supplies to his farm."

"Section 4. Jurisdiction is hereby conferred upon and vested in the Commission, and it shall be its duty:

(a) To regulate common carriers by motor vehicle as provided in this Act, and to that end the Commission may establish reasonable requirements with respect to continuous and adequate service, transportation of baggage and express, uniform system of accounts, records, and reports, preservation of records, qualifications and maximum hours of service of employes, and safety of operation and equipment.

(b) To regulate contract carriers by motor vehicle as provided in this Act, and to that end the Commission may establish reasonable requirements with respect to uniform systems of accounts, records, and reports, preservation of records, qualifications and maximum hours of service of employes, and safety of operation and equipment.

(c) To administer, execute and enforce all other provisions of this Act, to make all necessary orders in connection therewith, and to prescribe rules, regulations and procedure for such administration except that proceedings before the Commission, appeals to the supreme court and the enforcement of orders by the Commission shall be governed in all respects by Sections 75-501 to 75-509, inclusive, Compiled Statutes of Nebraska, 1929.

(d) To appoint and fix the salaries of all employes necessary to administer, execute and enforce all the provisions of this Act.

(e) To appoint and fix the salaries of examiners, and jurisdiction is hereby conferred upon such examiners to hold hearings, administer oaths, and to make findings."

"Section 5. For the purpose of sustaining the administration and enforcement of this Act, there is hereby fixed an application fee of ten dollars payable by applicant at the time of filing application or before certificate or permit shall be issued, and, in addition thereto, every motor carrier subject to the provisions of this Act shall pay an annual fee not exceeding the sum of five dollars for each motor vehicle operated, and which fee shall be fixed by the Commission and shall not exceed the amount actually necessary to sustain the administration and enforcement of this Act. Such annual fees shall be due and payable on or before January first of each year after such permit or certificate shall have been issued. Such fees shall be paid to and collected by the Commission and deposited with the State Treasurer within thirty days from the receipt thereof. The money so received into the state treasury shall be set aside as a special fund, designated 'Motor Carrier Fund,' and it is hereby permanently appropriated for the purpose of sustaining the administration and enforcement of this Act."

"Section 6. Receipt for the payment of annual fees shall be issued by the Commission in triplicate. The original and one copy shall be delivered to motor carrier and one copy retained by the Commission. On and after January first, 1938, no County Treasurer shall issue a license or deliver license plates to any motor carrier subject to the provisions of this Act except upon presentation by such motor carrier of the duplicate receipt for annual permit fees issued by the Commission for the year such license and license plates are issued and which duplicate receipt shall be retained by the County Treasurer. For the purpose of identification of motor carriers subject to the provisions of this Act and to distinguish the same from other commercial motor carriers not subject to the provisions of this Act, the head of the Department of Roads and Irrigation shall prepare a form of license plates for such motor carriers and furnish a sufficient supply of the same to each County Treasurer."

"Section 7. (a) Ninety days after the effective date of this Act it shall be unlawful for any common carrier by motor vehicle subject to the provisions of this Act to engage in any intrastate operations on any public highway in Nebraska unless there is in force with respect to such carrier a certificate of public convenience and necessity issued by the Commission authorizing such operations: Provided, however, subject to Section 9 of this Act, if any such carrier or predecessor in interest was in actual bona fide operation as a common carrier by motor vehicle on April 1, 1936, over the route or routes or within the territory for which application is made, and has so operated since that time or if engaged in furnishing seasonal service only was in actual bona fide operation on April 1, 1936, during the season ordinarily covered by its operation, except in either instance as to interruptions of service over which the applicant or its predecessor in interest had no control, the Commission shall issue such certificate without requiring further proof that public convenience and necessity will be served by such operation and without further proceedings if application for such certificate is made to the Commission as provided in paragraph (b) of this section and within sixty days after the effective date of this Act. Pending the determination of any such application, the continuance of such operation shall be lawful; otherwise, the application for such certificate shall be denied in accordance with the procedure provided for in paragraph (c) of this section, and such certificate shall be issued or denied accordingly.

(b) Application for certificate shall be made in writing to the Commission, be verified under oath, and shall be in such form and contain such information as the Commission shall by regulation require. Upon filing of such application the Commission shall serve notice by mail upon all interested parties. Any person not included within the provisions of paragraph (a) of this section, who or which is engaged in transportation in intrastate commerce as a common carrier by motor vehicle when this Act takes effect may continue such operation for a period of sixty days thereafter without a certificate, and, if application for such certificate is made to the Commission within such period, the carrier may, under such regulations as the Commission may prescribe, continue such operation until otherwise ordered by the Commission.

(c) Subject to Section 9 of this Act, a certificate shall be issued to any qualified applicant therefor authorizing the whole or any part of the operations covered by the application if it is found that the applicant is fit, willing and able properly to perform the service proposed and to conform to the provisions of this Act and the requirements, rules and regulations of the Commission thereunder, and that the proposed service, to the extent to be authorized by the certificate, is or will be required by the present or future public convenience and necessity; otherwise such application shall be denied.

(d) Any certificate issued under this Section shall specify the service to be rendered and the routes over which the fixed termini, if any, between which, and the intermediate and off-route points, if any, at which, and in case of operations not over specified routes or between fixed termini, the territory within which, such carrier is authorized to operate; and there shall, at the time of issuance and from time to time thereafter, be attached to the exercise of the privileges granted by the certificate such reasonable terms, conditions, and limitations as the public convenience and necessity may from time to time require, including terms, conditions, and limitations as to the extension of the route or routes of the carrier, and such terms and conditions as are necessary to carry out, with respect to the operations of the carrier, the requirements established by the Commission. A common carrier by motor vehicle operating under any such certificate may occasionally deviate from the route over which, and/or the fixed termini between which, it is authorized to operate under the certificate, under such general or special rules and regulations as the Commission may prescribe. Any common carrier by motor vehicle transporting passengers under a certificate issued under this part may transport in intrastate commerce to any place special or chartered parties under such rules and regulations as the Commission shall have prescribed. A certificate for the transportation of passengers may include authority to transport in the same vehicle with the passengers, newspapers, baggage of passengers, express, or mail, or to transport baggage in a separate vehicle."

"Section 8. Ninety days after the effective date of this Act it shall be unlawful for any person to engage in the business of a contract carrier by motor vehicle in intrastate commerce on any public highway of Nebraska unless there is in force with respect to such carrier a permit issued by the Commission authorizing such person to engage in such business: Provided, that, subject to Section 9 of this Act, if any such carrier or a predecessor in interest was in actual bona fide operation as a contract carrier by motor vehicle on April 1, 1936, over the route or routes or within the territory for which application is made, and has so operated since that time, or, if engaged in furnishing seasonal service only, was in actual bona fide operation on April 1, 1936, during the season ordinarily covered by its operations, except in either instance as to interruptions of service over which the applicant or its predecessor in interest had no control, the Commission shall issue such permit without further proceedings, if application for such permit is made to the Commisison as provided in paragraph (b) of this section and within sixty days after the effective date of this Act. Pending determination of any such application, the continuance of such operation shall be lawful; otherwise, the application for such permit shall be denied in accordance with the procedure provided in paragraph (b) of this section, and such permit shall be issued or denied accordingly. Any person not included within the foregoing provisions of this paragraph, who or which is engaged in transportation as a contract carrier by motor vehicle when this section takes effect may continue such operation for a period of sixty days thereafter without a permit, and, if application for such permit is made within such period, the carrier may, within such rules and regulations as the Commission may prescribe, continue such operation until otherwise ordered by the Commission.

(b) Application for such permits shall be made to the Commission in writing, be verified under oath, and shall be in such form and contain such information as the Commission shall by regulation require. Upon filing such application the Commission shall give notice by mail to all interested parties. Subject to Section 9 of this Act a permit shall be issued to any qualified applicant therefor, authorizing in whole or in part the operations covered by the application if it appears from the application or from any hearing held thereon that the applicant is fit, willing and able properly to perform the service of a contract carrier by motor vehicle and to conform to the provisions of this Act and the lawful requirements, rules and regulations of the Commission thereunder, and that the proposed operation, to the extent authorized by the permit, will be consistent with the public interest; otherwise, such application shall be denied. The Commission shall specify in the permit the business of the contract carrier covered thereby and the scope thereof and shall attach to it, at the time of issuance, and from time to time thereafter, such reasonable terms, conditions, and limitations consistent with the character of the holder as a contract carrier as are necessary to carry out, with respect to the operations of such carrier, the requirements established by the Commission: Provided, however, that no terms, conditions or limitations shall restrict the right of the carrier to substitute or add contracts within the scope of the permit, or to add to his or its equipment and facilities, within the scope of the permit, as the development of the business and the demands of the public may require."

"Section 9. No person, after January 1, 1938, shall at the same time hold under this Act a certificate as a common carrier and a permit as a contract carrier authorizing operation for the transportation of property by motor vehicle over the same route or within the same territory unless for good cause shown the Commission shall find that such certificate and permit may be held consistently with the public interest and with the policy declared in Section 1 of this Act."

"Section 10. Permits and certificates shall be effective from the dates specified therein and shall remain in effect until terminated as herein provided. Any such permit or certificate may, upon application of the holder thereof, in the discretion of the Commission be amended or revoked in whole or in part or may, upon complaint or on the Commission's own initiative, after notice and hearing, be suspended, changed or revoked in whole or in part for willful failure to comply with any provisions of this Act or with any lawful order, rule or regulation of this Commission promulgated thereunder, or with any term, condition or limitation of such permit or certificate."

"Section 11. No certificate or permit shall be issued to a motor carrier or remain in force, unless such carrier complies with such reasonable rules and regulations as the Commission shall prescribe governing the filing and approval of surety bonds, policies of insurance, qualifications as a self-insurer or other securities or agreements, in such reasonable amount as the Commission may require, conditioned to pay within the amount of such surety bonds, policies of insurance, qualifications as a self-insurer or other securities or agreements, any final judgment recovered against such motor carrier for bodily injuries to or the death of any person resulting from the negligent operation maintenance, or use of motor vehicles under such certificate or permit, or for loss or damage to property of others. The Commission may, in its discretion and under such rules and regulations as it shall prescribe, require any such common carrier to file a surety bond, policies of insurance, qualifications as a self-insurer, or other securities or agreements, in a sum to be determined by the Commission, to be conditioned upon such carrier making compensation to shippers and/or consignee for all property belonging to shippers and/or consignees, and coming into the possession of such carrier in connection with its transportation service. Any carrier which may be required by law to compensate a shipper and/or consignee for any loss, damage, or default for which a connecting motor common carrier is legally responsible shall be subrogated to the rights of such shipper and/or consignee under any such bond, policies of insurance, or other securities or agreements, to the extent of the sum so paid. In carrying out the provisions of this section, the Commission may classify motor carriers, taking into consideration the hazards of the operations of such carriers and the value of commodities carried."

"Section 12. It shall be lawful, under conditions specified below, but under no other conditions, for two or more motor carriers of property to consolidate or merge their properties, or any part thereof, into one ownership, management, or operation of the properties theretofore into separate ownership, or for any such motor carrier or two or more such motor carriers jointly, to purchase, lease or contract to operate the properties, or any part thereof, of another such carrier; or for any such motor carrier or two or more such carriers jointly, to acquire control of another such carrier through purchase of its stock; or for a person to acquire control of two or more motor carriers through ownership of their stock; or for any such person who has control of one or more motor carriers to acquire control of another such carrier through ownership of its stock. Whenever a consolidation, merger, purchase, lease, operating contract or acquisition of control is proposed, the carrier or carriers or person seeking authority therefor shall present an application to the Commission, and thereupon the Commission shall, if it deems a hearing necessary, notify such carriers and other parties known to have an interest, of the time and place for a public hearing in accordance with such rules and regulations as the Commission may prescribe. If, after such hearing, the Commission finds that the transaction proposed will be consistent with the public interest and does not unduly restrict competition, it may enter an order approving and authorizing such consolidation, merger, purchase, lease, operating contract or acquisition of control upon such terms and conditions as it shall find to be just and reasonable."

"Section 13. (a) The Commission is vested with power and authority to, and it shall be its duty to prescribe within one hundred twenty days after the effective date of this Act rates and charges for the transportation of passengers and property, which rates and charges shall become effective not later than sixty days after such prescription.

(b) No common carrier subject to the provisions of this Act shall charge or demand or collect or receive a greater or less or different compensation for transportation or for any service in connection therewith between the points enumerated in such tariff than the rates charges and fares specified in the tariff in effect at that time; and no such carrier shall refund or remit in any manner or by any device, directly or indirectly, or through any agent or broker or otherwise, any portion of the rates, fares, or charges so specified, or to extend to any person any privileges or facilities for transportaion in intrastate commerce except such as are specified in its tariffs.

(e) No change shall be made in any rate, fare, charge or classification or any rule, regulation or practice affecting such rate, fare, charge or classification or the value of the service thereunder specified in any effective tariff of a common carrier except after thirty days' notice of the proposed change filed in accordance with such rules as the Commission shall prescribe. Such notice shall plainly state the change proposed to be made and the time when such change shall take effect. The Commission may, in its discretion, and for good cause shown, allow such change upon notice less than that herein specified or modify the requirements of this section with respect to posting and filing of tariffs, either in particular instances or by general order applicable to special or peculiar circumstances or conditions.

(d) After having been required to publish tariffs showing rates, fares and charges for the transportation of passengers or property, it shall be unlawful for any motor carrier to engage in the transportation of passengers or property unless the rates, fares and charges upon which the same are transported by said carrier have been published in accordance with the provisions of this section."

"Section 14. (a) The Commission is vested with power and authority, and it is hereby made its duty, to prescribe minimum rates, fares and charges to be collected by contract carriers, which minimum rates, fares and charges shall not be less than rates prescribed by the Commission for common carriers under Section 13 of this Act.

(b) It shall be the duty of every contract carrier by motor vehicle to file with the Commission, publish, and keep open for public inspection, in the form and manner prescribed by the Commission, schedules containing the minimum charges of such carrier or carriers for the transportation of passengers or property in intrastate commerce, and any rule, regulation, or practice affecting such charges and the value of the service thereunder. No such contract carrier, unless otherwise provided by this Act, shall engage in the transportation of passengers or property in intrastate commerce unless the minimum charges for such transportation by said carrier have been published, filed and posted in accordance with the provisions of this section: Provided, however, that no rules of the Commission issued pursuant to the provisions of this section shall prevent a group of such carriers from publishing such rates, fares or charges collectively or by their agent.

(c) No reduction shall be made in any such charge, either directly or by means of any change in any rule, regulation, or practice affecting such charge or the value of service thereunder, except after thirty days' notice of the proposed change filed in the aforesaid form and manner. Such notice shall plainly state the change proposed to be made and the time when such change will take effect. No such carrier shall demand, charge or collect a less compensation for such transportation than the charges filed in accordance with this paragraph, as affected by any rule, regulation, or practice so filed, or as may be prescribed by the Commission from time to time, and it shall be unlawful for any such carrier, by the furnishing of special services, facilities, or privileges, or by any other device whatsoever, to charge, accept or receive less than the minimum charges so filed or prescribed.

(d) After having been required to publish schedules showing rates, fares and charges for the transportation of passengers or property, and after the time fixed by the Commission for the publication of the same, it shall be unlawful for any contract carrier to engage in the transportation of passengers or property unless the rates, fares and charges upon which the same are transported by said carrier have been published in accordance with the provisions of this section."

"Section 15. Whenever, after hearing upon complaint or in an investigation on its own initiative, the Commission shall be of the opinion that any rate, fare or charge demanded, charged or collected by any motor carrier subject to the provisions of this Act, or any classification, rule, regulation or practice whatsoever of such motor carrier affecting such rate, fare or charge or the value of the service thereunder, is or will be unjust or unreasonable or unjustly discriminatory or unduly preferential or unduly prejudicial, it shall determine and prescribe the lawful rate, fare or charge, or the maximum or minimum, or maximum and minimum rate, fare or charge thereafter to be observed, or the lawful classification, rule, regulation or practice thereafter to be made effective."

"Section 16. (a) Any person knowingly and willfully violating any provisions of this Act, or any rule, regulation, requirement or order of the Commission, or any term or condition of any permit or certificate issued by the Commission, shall, upon conviction thereof, be fined not more than $100.00 for the first offense, and not more than $200.00 for any subsequent offense. Each day of such violation shall constitute a separate offense.

(b) Any person, whether carrier, shipper, consignee, or any officer, employe, agent or representative thereof, who shall knowingly offer, grant or give, or solicit, accept or receive any rebate, concession or discrimination in violation of any provision of this Act, or who, by means of any false statement or representation, or by the use of any false or fictitious bill, bill of lading, receipt, voucher, account, claim, certificate, affidavit, deposition, lease or bill of sale, or by any other means or device, shall knowingly and willfully assist, suffer or permit any person or persons, natural or artificial, to obtain transportation of passengers or property subject to this Act for less than the applicable rate, fare or charge, or who shall knowingly and willfully, by any such means or otherwise, fraudulently seek to evade or defeat regulation as in this Act provided for motor carriers shall be deemed guilty of a misdemeanor, and upon conviction thereof, be fined not more than $100.00 for the first offense, and not more than $200.00 for any subsequent offense."

"Section 17. That said original Sections 60-101, 60-102, 60-103, 60-104, 60-105, 75-1001 and 75-1002, Compiled Statutes of Nebraska, 1929, are hereby repealed."

"Section 18. Whereas, an emergency exists, this Act shall be in full force and effect from and after its passage and approval."

(Signed) WALTER R. JOHNSON, Chairman.

PUBLIC HIGHWAYS AND BRIDGES

LEGISLATIVE BILL NO. 158. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 158:

Amend the re-engrossed bill as follows:

Section 4, strike all of said section and insert in lieu thereof the following:

"Sec. 4. That Section 66-411, Compiled Statutes of Nebraska, Supplement, 1933, (1935), be amended to read as follows:

66-411. All sums of money received under this Act by the State Treasurer shall be placed by him in a fund to be known as the Gasoline Tax Fund. Until June 30, 1939, ten per cent of said fund shall be credited and shall inure to the State Assistance Fund; thirty per cent of said fund shall be, by the State Treasurer, upon the first day of each month transferred to the various county treasurers of the state in the proportion that the total motor vehicle registration of the county bears to the total motor vehicle registration of the State, computed on the basis of the motor vehicle registration for the previous calendar year. Said moneys, so transferred to the various county treasurers shall be allocated as follows: (1) Ten per cent (10%) to be credited to the road fund of the cities and incorporated villages within said county in the proportion that the total population of each city or village, based on the last federal census, bears to the total population of all the cities and incorporated villages within said county, and the sum of money so allocated shall be used solely by each city or incorporated village for constructing street improvements; and (2) Twenty per cent (20%) to be credited to the county bridge fund, and if any portion thereof be not required for bridges it shall be used to pay the interest on and to retire any outstanding county road or highway construction bonds of the county, and the balance thereof, if any, shall be credited to the County Road Fund; and (3) The remainder, seventy per cent (70%) to be credited to the County Road Fund, to be used by the County Board for the purpose of maintaining, grading, graveling, regraveling, claying, littering, oiling or paving, and for no other purpose whatsoever: Provided, that thirty-five per cent (35%) of the money so transferred shall be used by the county treasurer to pay the interest on and retire any existing or outstanding county Highway Construction Bonds, and the balance, if any, shall be credited to the County Road Fund. Sixty per cent (60%) of the Gasoline Tax Fund shall be transferred by the State Treasurer on the first day of each month to the Department of Roads and Irrigation. (a) One-sixth of said sixty per cent (60%) of said fund shall be, by the Department of Roads and Irrigation, placed in a special fund and shall be apportioned to the credit of the several counties of the state as follows: One-third in the ratio which the area of each county bears to the total area of the state; one-third in the ratio which the mileage of rural delivery and star routes in each county bears to the total mileage of rural delivery and star routes in the state; one-third in the ratio which the number of motor vehicle registrations of each county bears to the total number of motor vehicle registrations of the state, the number of such registrations to be determined as of the next calendar year preceding the year in which such apportionment is made. The Department of Roads and Irrigation shall, during the calendar year in which this Act becomes a law, select forty-seven counties of this state and during said calendar year and during the first six months of the calendar year 1939, use and expend the special fund so apportioned to the credit of each of said counties in conjunction with Federal funds, furnished for the purpose, to construct in said counties farm-to-market roads connecting with Federal or state highways; and during the calendar year 1938, the Department of Roads and Irrigation shall use and expend the special funds so apportioned to the credit of each of the other forty-six counties in conjunction with Federal funds, furnished for the purpose, to construct in said counties farm-to-market roads connecting with Federal or state highways: Provided, however, wherever any county has heretofore issued any county Highway Construction Bonds for the construction of any farm-to-market road connecting with any Federal or state highway, the Department of Roads and Irrigation shall, during the period ending June 30, 1939, use and expend the special fund so allocated to each of such counties to pay the interest on and retire any such bonds which are outstanding and unpaid on the date when this Act becomes a law. No more of such special funds shall be expended in any county than is necessary for the purposes set forth in this subsection (a) of this section, and any part of said special funds which is not used for such purposes shall be used by the Department of Roads and Irrigation for the state and Federal highway purposes hereinafter set forth in subsection (b) of this section. (b) Five-sixths of said sixty per cent (60%) of said fund shall be expended by the Department of Roads and Irrigation for the specific uses and purposes as follows: For acquiring real estate, road materials, equipment, and supplies to be used in the construction, reconstruction, improvement, and maintenance of Federal or state highways; for the construction, reconstruction, improvement and maintenance of state or Federal highways including grading, drainage structures, surfacing, roadside development including landscaping, and other incidentals necessary for proper completion and protection of Federal or state highways as the Department shall, after investigation find and determine shall be for the best interests of the highway system of the state, either independent of or in conjunction with Federal Aid money for highway purposes; and for planning studies in conjunction with Federal Highway funds for the purpose of analyzing traffic problems and financial conditions and problems relating to state, county, township, municipal, federal and all other roads in the state. Provided, however, that after June 30, 1939, three-eighths instead of thirty per cent of the gasoline tax fund shall be transferred to the various County Treasurers of the state in the same manner, and for the same uses and purposes as are hereinabove provided, and the balance remaining in said fund shall be transferred to the Department of Roads and Irrigation in the same manner and for the same uses and purposes as are herein above provided in subsection (b) of this section, and no part of said fund shall thereafter be transferred to any fund of the state, created or which may be created by any assistance, relief, or welfare act of this state: Provided, that no part of the moneys received under this Act shall be expended for or upon interstate bridges."

Amend the title by striking "8" in line 19 and inserting "10" in lieu thereof.

(Signed) FRANK S. WELLS, Chairman.

ENROLLMENT AND REVIEW

LEGISLATIVE BILL NO. 176. Correctly engrossed.

LEGISLATIVE BILL NO. 95. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 95:

I. Amend the original bill, page 2, Section 2, line 35 by striking the word "occuring" therein and by inserting in lieu thereof the word "occurring".

II. Amend the printed bill, page 6, Section 3, lines 103 and 104 —page 4, Section 3, line 92 of the original bill—by striking the word "effecting" therein and by inserting in lieu thereof the word "affecting".

III. Amend the printed bill, page 9, Section 4, line 3—page 7, Section 4, line 3 of the original bill—by striking the word "effect" and by inserting in lieu thereof the word "affect".

LEGISLATIVE BILL NO. 211. Replaced on Select File with amendments.

Enrollment and Review amendment to L. B. No. 211:

Amend the Standing Committee amendments, page 1, Section 2, line 6 by striking the word "section" therein and by inserting in lieu thereof the word "Section".

LEGISLATIVE BILL NO. 404. Correctly engrossed.
LEGISLATIVE BILL NO. 152. Correctly enrolled.
LEGISLATIVE BILL NO. 175. Correctly enrolled.
LEGISLATIVE BILL NO. 125. Correctly enrolled.

(Signed) ROBERT M. ARMSTRONG, Chairman.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 555.

(Signed) CARPENTER.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 32 ayes, no nays, 11 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 555. By Carpenter.

A Bill for an Act relating to public morals; to prohibit encouraging, causing or contributing to the delinquency or to the dependency of a child under eighteen years of age so that such child become or will tend to become a delinquent or dependent child; to provide penalties for the violation thereof; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 555 read the second time.

CARPENTER.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading.)

LEGISLATIVE BILL NO. 555. By Carpenter.
Referred to Committee on Judiciary.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 143 (With emergency clause).

A Bill for an Act relating to revenue; to authorize county boards and the governing bodies of municipalities to levy during the years 1937 and 1938, a tax of not to exceed one-half mill upon the taxable property within their corporate limits for the relief of unemployed and indigent persons under certain conditions; to provide for the expenditure of moneys collected under the Emergency Act of 1935 and 1936; to repeal Chapter 153, Session Laws of Nebraska, 1935; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 32:

Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Neurnberger
Peterson, C. H.
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 2:

Peterson, J. B.
Pizer

Not voting, 9:

Adams, E. A.
Adams, J., Jr.
Ashmore
Carpenter
Comstock
Haycock
Johnson, W. R.
McMahon
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STATEMENT FOR JOURNAL

Mr. President: Had I been present I would have voted "Aye" on Legislative Bill No. 143.

CARPENTER.

Mr. President: Had I been present I would have voted "Aye" on Legislative Bill No. 143.

JOHN ADAMS, JR.

LEGISLATIVE BILL NO. 133 (With emergency clause).

A Bill for an Act to amend Sections 28-557, 28-558, and 28-559, Compiled Statutes of Nebraska, 1929, relating to crimes and punishment; to provide that it shall be unlawful willfully or maliciously to poison dogs; to provide penalties for the violation thereof; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 34:

Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 1:

Schultz

Not voting, 8:

Adams, E. A.
Adams, J., Jr.
Ashmore
Haycock
Johnson, W. R.
McMahon
Regan
Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE RESOLUTION NO. 4.

A Resolution authorizing the appointment of a committee to confer with a similar committee of the States of Iowa and South Dakota, with reference to a plan for the amortization of the debts of interstate and intrastate toll bridges, and the acquisition of the same to the end that they may become free bridges.

Whereupon the President stated: "This resolution and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction and the resolution having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the resolution pass?' "

Voting in the affirmative, 12:

Armstrong
Brodecky
Cady
Carsten
Dafoe
Dunn
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Tvrdik

Voting in the negative, 22:

Brady
Brandt
Carlson
Carpenter
Comstock
Frost
Gantz
Hall
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Schultz
Slepicka
Strong
Thomas
Von Seggern
Warner
Wells

Not voting, 9:

Adams, E. A.
Adams, J., Jr.
Ashmore
Diers
Haycock
Johnson, W. R.
McMahon
Regan
Worthing

A constitutional majority having failed to vote in the affirmative, the resolution failed of passage.

EXPLANATION OF VOTE

Mr. President: A ridiculous resolution. For three weeks Old Mother Hubbard has been searching an empty cupboard for "bones", and now she hits upon the novel plan of building another cupboard. Moral to this $500 "nursery" resolution is, vote "No".

(Signed) STRONG.

Mr. President:

The Committee on Legislative Administration submits the following report of expenditures for the month of February.

	(Feb. 1-Feb. 15)	(Feb. 16-Feb. 28)	TOTAL
Legislative Ref. Bureau	$3,000.00		$3,000.00
Srb	130.00	$ 110.00	240.00
Mueller	80.00	88.00	168.00
Lundy	63.00	54.00	117.00
Santo	56.00	48.00	104.00
Cushing	60.00	52.00	112.00
Zimmerman	52.00	44.00	96.00
Cahill	58.50	54.00	112.50
Turbyfill	65.00	55.00	120.00
Kelly	52.00	55.00	107.00
Galloway	52.00	44.00	96.00
Ellingson	65.00	55.00	120.00
Gustason	52.00	44.00	96.00
Lacy	65.00	55.00	120.00
Pierson	52.00	44.00	96.00
Scott	52.00	44.00	96.00
Stewart	52.00	44.00	96.00
Strong	52.00	44.00	96.00
Zarnfaller	65.00	55.00	120.00
Zilmer	52.00	44.00	96.00
Vandeberg	52.00	44.00	96.00
Devers	52.00	44.00	96.00
Hafer	65.00	55.00	120.00
Woods	58.50	49.50	108.00
Hillman	52.00	44.00	96.00
Peterson	52.00	44.00	96.00
Beacom	52.00	44.00	96.00
Gordon	52.00	44.00	96.00
Stanton	52.00	44.00	96.00
Krueger	42.25	37.75	80.00
Fowler	42.25	37.75	80.00
Luhe	42.25	37.75	80.00
Whitford	59.50	91.50	151.00
Phillippi	65.00	80.00	145.00
Ferris	47.00	65.50	112.50
Doran	70.50	89.00	159.50
Bradley	60.00	52.00	112.00
Martin	45.50	38.50	84.00
McWilliams	45.50	38.50	84.00
Tefft	45.50	38.50	84.00
Dargaczewski	45.50	38.50	84.00

	(Feb. 1-Feb. 15)	(Feb. 16-Feb. 28)	TOTAL
Whitelaw	49.00	38.50	87.50
Taylor	49.00	38.50	87.50
Cameron	45.50	38.50	84.00
Woodward	42.25	37.75	80.00
Miltonberger	52.00	44.00	96.00
Dinan	104.00	88.00	192.00
Short	65.00	55.00	120.00
Butler	65.00	55.00	120.00
Long	52.00	44.00	96.00
Fleetwood	65.00	55.00	120.00
Quinn	65.00	55.00	120.00
Chambers	45.50	38.50	84.00
Murphy	375.00	325.00	700.00
Tague	52.00	44.00	96.00
Eckhardt	....	40.00	40.00
Price	....	40.00	40.00
Heagney	....	20.00	20.00
Ledwith	....	24.00	24.00
Tommy Doran	....	45.00	45.00
TOTAL	$6,400.00	$3,216.50	$9,616.50

(Signed) FRED L. CARSTEN, Chairman.

SELECT FILE

LEGISLATIVE BILL NO. 95.

(See Specific Amendments as found in this day's Journal.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 211.

(See Specific Amendments as found in this day's Journal.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 190.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 190.

DUNN.

The motion prevailed.

MOTION—To Amend L. B. No. 190

Mr. President: I move to re-insert sub-section (h) of section 1 on page 4 of printed bill 190 and re-number the same as sub-section (g).

(Signed) DUNN,
COMSTOCK.

The motion was lost with 12 ayes, 21 nays, 10 not voting.

LEGISLATIVE BILL NO. 55.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fiftieth Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 55.

HARRY E. GANTZ.

The motion prevailed.

MOTION—To Amend L. B. No. 55

Mr. President: I move to amend lines 4 and 5 of Section 3 of the printed bill by striking therefrom the words and figures "Twenty-five Dollars ($25.00)" and inserting in lieu thereof the words and figures "Fifty Dollars ($50.00)", and that said Section 3 be amended accordingly.

(Signed) HARRY E. GANTZ.

The motion prevailed, with 26 ayes, 12 nays and 5 not voting.

MOTION—To Amend L. B. No. 55

Mr. President: I move to amend the last sentence of Section 13 by striking all thereof, viz: "All fees for veterinarian inspection, treatment and services shall be collected by the operator of the live stock sales ring and on the first day of each month shall be paid direct to the veterinarian in charge of rendering the service at such live stock sales ring" and to insert in lieu thereof "All fees for veterinarian inspection, treatment and services shall be collected by the operator of the live stock sales ring and on the first day of each month shall be remitted to the Department of Agriculture and Inspection", and that said Section 13 be amended accordingly.

(Signed) GANTZ.

The motion lost with 5 ayes, 23 nays, 15 not voting.

LEGISLATIVE BILL NO. 14.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fifty-second Day.)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—To Indefinitely Postpone

Mr. President: I move that Legislative Bill No. 14 be indefinitely postponed.

SCHULTZ.

The motion was lost with 11 ayes, 21 nays, 11 not voting.

LEGISLATIVE BILL NO. 52.

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 53.

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

REFERRED FOR ENGROSSMENT

LEGISLATIVE BILL NO. 95. Re-referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 211. Re-referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 190. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 55. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 14. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 52. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 53. Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 10:35 A. M. Mr. Diers moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

John B. Peterson in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 129. Referred to Committee on Enrollment and Review for re-engrossment with amendments.

(See Specific amendments as found in the Legislative Journal for the Fifty-second Day. These amendments were adopted in the Committee of the Whole.)

(Signed) JOHN B. PETERSON, Chairman.

The report was adopted.

MOTION—To Recess

At 10:45 A. M. on motion of Mr. Dafoe the Legislature recessed until 11:30 A. M. to discuss L. B. No. 158.

AFTER RECESS

At 12:30 P. M. the Legislature reconvened.

The roll was called and all members were present except Mr. Ashmore and Mr. Regan who were excused.

MOTION—To Adjourn

At 12:35 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FIFTY-FOURTH DAY

Legislative Chamber,

Lincoln, Nebraska, March 18, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Regan who was excused.

The Journal for the Fifty-third Day was approved.

COMMUNICATIONS

House Joint Memorials Nos. 16 and 17 from the legislative assembly of the state of Oregon were read concerning the federal farm loan act and star route carriers, respectively.

NOTICE OF COMMITTEE HEARINGS

Claims and Deficiencies

L. B. No. 284, Monday, March 22, 1937, 2:00 P. M.

Revenue

L. B. No. 303, Thursday, April 1, 1937, 2:00 P. M.

HEARING DATE CHANGED

Labor and Public Welfare

The hearing date for Legislative Bills Nos. 436 and 468 has been changed from April 2, 1937 to March 24, 1937 at 2:00 P. M.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL NO. 215. Indefinitely postponed.

(Signed) W. F. HAYCOCK, Chairman.

Claims and Deficiencies

LEGISLATIVE BILL NO. 414. Placed on General File.
LEGISLATIVE BILL NO. 243. Placed on General File.
LEGISLATIVE BILL NO. 438. Placed on General File.

(Signed) R. M. HOWARD, Chairman.

Government

LEGISLATIVE BILL NO. 28. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 28:

1. Amend the printed bill by striking all of Section 4 and inserting in lieu thereof the following:

(Note: Capital letters indicate stricken matter, blackface type indicates new matter.)

Section 4. No municipality shall hereafter issue any bonds payable out of general **or special** tax levies or special assessments except in accordance with the provisions of this act. All bonds **payable out of general or special tax levies or moneys received from special assessments which bonds are** hereafter issued by the local governing body of any municipality shall be serial and **payment thereof shall be** optional at any time after five years from the day of their date, shall be amortized over a period of not exceeding twenty-five years, shall contain specific conditions that their payment together with stipulated interest shall, **in case of bonds payable out of general or special tax levies,** be affected by an annual tax **and, in the case of bonds payable out of special assessments shall be effected by levy and collection according to law of annual special assessments, and for that purpose a sinking fund or funds shall be established, and said annual tax levies and said annual special assessments, and each of the same, shall be sufficient in amount, within the limit provided by law, to pay current interest on said bonds as the same becomes due, and to create a sinking fund** which, with the increment to said sinking fund will equal the face of the bonds at maturity. Bonds of municipalities hereafter shall be sold solely on the basis of the rate of interest bid without premium for not less than par nor more than one hundred and one.

2. Amend the printed bill by striking all of Section 6 and inserting in lieu thereof the following:

Section 6. Whenever any bonds **payable out of general or special tax levies** shall have been issued by any municipality, it shall be the duty of every member of the governing body thereof and of every other officer charged with any duty in connection with the determination of estimates, budgets, appropriation bills or tax levies to include in the amount of the taxes levied each year an amount of such taxes, **not exceeding the limits provided by law,** sufficient to pay the annual interest, the annual installment of the principal thereof falling due before the time of the following tax collection and all payments required to be made to sinking funds. All sinking funds shall be kept separate from all other moneys of the municipality. ANY MEMBER OF THE GOVERNING BODY OR OTHER OFFICER MENTIONED HEREIN WHO WILFULLY FAILS TO PERFORM THE DUTIES REQUIRED OF HIM BY THIS SECTION SHALL BE PERSONALLY LIABLE TO THE MUNICIPALITY OR TO ANY BONDHOLDER FOR ANY LOSS OR DAMAGE ARISING FROM SUCH FAILURE. Any bond issue may be made to include interest accruing before the date of the first collection of taxes or assessments from which such interest is payable. No bonds shall be made payable on demand.

3. Amend the printed bill by striking all of Section 7 and inserting in lieu thereof the following:

Section 7. No municipal bonds of an authorized issue of more than ten thousand dollars shall be sold except at public sale, after notice of the place, of the day and hour of the day, WHEN ALL BOND BIDS WILL BE SIMULTANEOUSLY OPENED AND TABULATED IN PUBLIC AND IN THE PRESENCE OF SUCH BIDDERS AS CARE TO BE PRESENT, by publication at least ten days before the sale, in a legal newspaper published in or of general circulation in said municipality, shall have been given, **provided, however, the governing body of said municipality shall provide in said notice for the holding of said public sale either at public auction or by receiving sealed bids, or both, and in event sealed bids are received, the same shall be opened simultaneously and tabulated in public and in the presence of such bidders as care to be present.** All bond bids shall be in writing and shall be addressed to the clerk of the municipality who shall open the same for the consideration of the governing body: Provided, at least ten days prior to any bond letting, as aforesaid, the clerk of the municipality shall forward by registered mail, return card requested, to the secretary of the board of commissioners of educational lands and funds of this state, a certified copy of said notice; and said board may purchase, subject to the condions of this Act, the entire issue or any portion thereof; **and provided further,** the provisions of this section shall be deemed cumulative with and supplemental to Section 73-101, Compiled Statutes of Nebraska for 1929 as amended by Section 1, Chapter 145, Laws of Nebraska, 1935.

3½. Amend the printed bill, page 6, Section 11, line 12 by striking therefrom the word "comlpy" therein and by inserting in lieu thereof the word "comply".

4. Amend the printed bill, page 13, Section 27, line 6, by restoring the stricken word "years" therein.

5. Amend the printed bill, page 13, Section 28, line 8 by striking the second letter "n" in the word "indebtedness" therein.

6. Amend the printed bill, page 29, Section 40, line 28 by inserting after the word **"and"** and before the word **"in"** therein the following:

"shall be issued".

7. Amend the printed bill, page 22, Section 38, line 4 by striking the word **"proceeding"** therein and by inserting in lieu thereof the word **"preceding".**

8. Amend the printed bill, page 7, Section 14, line 1, by striking the first figure "5" and by inserting in lieu thereof the figure "3".

9. Amend the printed bill, page 14, Section 29, line 1 by striking the first figure "5" therein and by inserting in lieu thereof the figure "3".

10. Amend the printed bill, page 18, Section 33, line 1 by striking the second figure "5" therein and by inserting in lieu thereof the figure "3".

11. Amend the printed bill, page 22, Section 39, line 1 by striking therefrom "17-168, C. S. Supp.," and by inserting in lieu thereof the following:

"2, Chapter 37, Session Laws of Nebraska,".

12. Amend the printed bill, page 23, line 1, Section 39½ by striking the first figure "5" and by inserting in lieu thereof the figure "3".

13. Amend the printed bill, page 29, Section 40, line 1 by striking therefrom "C. S. Supp.," and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 34, Session Laws of Nebraska,".

14. Amend the printed bill, page 31, Section 43, line 1 by striking therefrom "C. S. Supp.," and by inserting in lieu thereof the following:

"C. S. Supp., 1933, as amended by Section 1, Chapter 35, Session Laws of Nebraska,".

15. Amend the printed bill, page 38, Section 51, line 1 by striking the second figure "5" and by inserting in lieu thereof the figure "3".

16. Amend the printed bill, page 44, Section 57, line 1 by striking the first figure "5" and by inserting in lieu thereof the figure "3".

17. Amend the printed bill, page 46, Section 60, line 1 by striking the second figure "5" and by inserting in lieu thereof the figure "3".

18. Amend the printed bill, page 48, Section 61, line 1, by striking the second figure "5" and by inserting in lieu thereof the figure "3".

19. Amend the printed bill by striking all of Section 62 and 63 thereof, and inserting in lieu thereof the following:

"Sec. 62. That Section 2-1202, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

2-1202. Upon the filing of the petition with the county board or the city council or commission or village board, as the case may be, signed by at least ten per cent (10%) of the voters of the governmental subdivisions effected describing the lands proposed to be acquired and requesting the board or council or commission to acquire the described tract for forest reserve purposes, it shall be mandatory upon the county board, the city council, commission or village board, as the case may be to submit the proposition at the next general or a special election called for that purpose whether or not the described tract shall be purchased or acquired for such forest reserve purposes. And if the municipal subdivision is without funds available for completing the acquisition of the proposed tract, the county board or city council shall at the same election, submit the question of issuing NEGOTIABLE bonds to the voters of the district for the purpose of providing means for the acquisition of said land. Such election and submission to be held in conformity to the provisions in sections 405 to 409 of the Revised Statutes for 1913 (11-401 to 11-405) providing for the issuance of internal improvement bonds: **Provided, however, all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 63. That Section 11-406, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

11-406. Any precinct, township, city of the second class, or village, organized according to law, is hereby authorized to issue bonds in aid of the construction of steam railroads, or railroads using electricity or gasoline as motive power, of standard guage to an extent not exceeding ten per cent of the assessed value of the taxable property at the last assessment within such precinct, township, city of the second class or village, in the manner hereinafter directed, viz: First. A petition signed by not less than fifty freeholders of the precinct, township, city of the second class or village, shall be presented to the county board, city councils of the cities of the second class or board of trustees of villages, or the board authorized by law to conduct the business within such precinct, township, city of the second class or village is situated, provided fifty freeholders does not exceed ten per cent of the freeholders of the precinct, township, city of the second class or village and in case fifty freeholders amounts to more than ten per cent of the freeholders, the petition shall be signed by ten per cent of the freeholders of the precinct, township, city of the second class or village. Such petition shall set forth the nature of the work contemplated, the amount of bonds sought to be voted, the rate of interest which in no event shall exceed six per cent per annum, the length of time said bonds shall run, which in no event shall be less than ten years nor more than twenty years from the date thereof; and the said petitioners shall give bond, to be approved by the county board, city council of cities of the second class, or board of trustees of villages, for the payment of expenses of the election, in the event that the proposition shall fail to receive a two-thirds majority of the votes cast at said election. Second. Upon the reception of such petition the county board, city council of ciites of the second class or board of trustees of villages, shall give notice and call an election in the precinct, township, city of the second class or village as the case may be. Said notice, call and election shall be governed by the laws regulating the election for voting bonds for a county. Third. Upon a majority of the votes cast being in favor of the proposition submitted, the county board, city council of cities of the second class or board of trustees of villages, as the case may be, shall issue the bonds in accordance with the petition and notice of election; said bonds shall be signed by the chairman of the county board and attested by the county clerk in the case of precinct or township bonds, mayor and city clerk in case of city of second class bonds, chairman of board of trustees and village clerk in case of village bonds and be attested by their respective seals and said bonds shall be a subsising debt against such precinct, township, city of the second class or village until they are paid and discharged: **Provided, however,.all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 64. That Section 11-1002, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

11-1002. If the people of any county in the State of Nebraska, or a considerable number thereof, shall be in destitute, dependent or needy circumstances on account of any cyclone, tornado or destructive wind storm, the county board of such county may call an election, and said board and the county clerk of such county shall give notice of such election by publication in two consecutive issues of one or more newspapers published and of general circulation in such county, and by posting a notice at the polling places in each election precinct therein; and if a majority of the votes cast at such election shall be in favor of the issuing of said bonds, the county board shall issue the bonds of the county payable in ten years, with interest at a rate not to exceed six per cent per annum, payable semi-annually. The county may reserve to itself the privilege of paying off all or any part of said bonds, at any time after five years, by inserting a provision to that effect in the proposition submitting said bonds, and in the bonds when issued: **Provided, however, all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 65. That Section 16-603, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

16-603. Payment of damages assessed for the appropriation of private property for streets, alleys or boulevards in cities of the first class with a population of more than five thousand (5,000) and less than twenty-five thousand (25,000), may be made out of the general or any other surplus fund. The council may assess and levy the whole expense and damage incurred in the creation of any street, avenue or alley upon the real property fronting upon the same and other property nearby that may be benefited thereby, in proportions according to benefits. Such assessments and levy shall be made by resolution, and at a regular meeting of the council, and notice of the time of such meeting, and that assessments will be made thereat, shall be published in a newspaper in said city ten days before such meeting. Such special taxes shall be due and payable to the city treasurer in thirty days after the assessment and levy. At the time of the next certification to the county clerk for general revenue purposes, such special assessment and levy, so far as not then paid, shall be certified to the county clerk and be put upon the tax list and be collected, as other real estate taxes are collected, and paid over to the city treasurer to reimburse the city. Such special taxes shall be a lien on the property upon which assessed and levied from the assessment and shall bear interest at one per cent per month from the time due until paid. The proceedings for widening streets shall be the same as herein provided for creating new streets, and shall apply to the widening of streets, alleys and avenues. Payment of damages assessed for the appropriation of private property for any of the other purposes mentioned in Sections 4072 and 4073, Compiled Statutes of Nebraska for 1922 (16-601, 16-602), may be made by the sale of THE NEGOTIABLE bonds of the city and for that purpose the mayor and council shall have power to borrow money and to pledge the property and credit of the city upon its NEGOTIABLE bonds or otherwise in an amount not exceeding in the aggregate, $200,000.00: Provided, that no such bonds shall be issued by the city council until the question of issuing the same shall have been submitted to the electors of the city at an election called and held for that purpose, notice of which shall be given by publication in some newspaper published in the city, at least 30 days before the date of the election and three-fifths of the electors voting on the proposition shall have voted in favor of issuing such bonds. The proposition shall not be submitted until after the appraisers referred to in Section 4073 (16-602) above have made their report fixing the amount of the damages for the property appropriated. Provided, further, that if the proposition fails to carry, it shall be equivalent to a repeal of the ordinance referred to in Section 4073 (16-602) above and the city shall not be bound in any way on account of the appropriation proceedings referred to in Section 4072 and 4073 (16-601, 16-602) above: Provided, further that when the bonds are for the purpose of purchasing any system or portion of a system already in existence, that it shall not be necessary for the city engineer to make or the city council to adopt any plans or specifications for the work already in existence, but only for proposed changes or additional work: **Provided, however, that all bonds so issued and sold shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 66. That Section 16-640, Compiled Stattues of Nebraska, 1929, be amended to read as follows:

16-640. Whenever the owners of lots and lands abutting upon any street or alley, or part thereof, within the city, representing two-thirds of the feet front abutting upon such part of street or alley desired to be graded, shall petition the council to grade such street or alley, or part thereof, without cost to the city, the mayor and council shall order the grading done and assess the costs thereof against the property abutting upon such street or alley or such part thereof so graded. For this purpose the mayor and council shall create suitable grading districts, which shall be consecutively numbered. The cost of grading the streets and alleys within any such grading district shall be assessed upon the lots and lands especially benefited thereby in such district in proportion to such benefits to be determined by the mayor and council under the provisions of this chapter. The assessments of special taxes for grading purposes herein provided for shall be made as follows: The total cost of the improvement shall be levied at one time upon the property and become delinquent as herein provided: One-fifth of the total amount shall become delinquent in fifty days after such levy; one-fifth in one year; one-fifth in two years; one-fifth in three years; one-fifth in four years. Each of said installments, except the first, shall draw interest at the rate of not exceeding seven per cent per annum from the time of the levy of the aforesaid until the same shall become delinquent, and, after the same shall become delinquent, interest at the rate of one per cent per month shall be paid thereon, as in the case of other special taxes. The cost of grading the intersections of streets and spaces opposite alleys in any such district shall be paid by the city out of the general fund of such city. For the purpose of paying the costs of grading the streets and alleys in such ditsrict, exclusive of the intersection of streets and spaces opposite alleys therein, the mayor and council shall have power, and may, by ordinance, cause to be issued bonds of the city to be called "District Grading Bonds of District No.........," payable in not exceeding five years from date, and to bear interest, payable annually, not exceeding the rate of seven per cent per annum, with interest coupons attached, and that as nearly as possible an equal amount of the bonds shall be made to mature each year, and in such case shall also provide that such special taxes and assessments shall constitute a sinking fund for the payment of said bonds and interest: Provided, the entire cost of grading any such street or alley property chargeable to any lots or lands within any such grading district, according to feet front thereof, may be paid by the owner of such lots or lands within fifty days from the levy of such special taxes, and thereupon such lot or land shall be exempt from any lien or charge therefor: Provided, however, whenever the owner of lots and lands abutting upon any street or avenue, alley or lane, or part thereof, representing three-fourths of the feet front abutting upon any such street or avenue, alley or lane, or part thereof, shall petition the mayor and council to grade the same, including the intersections of streets, avenues, or lanes and spaces opposite alleys and lanes, without cost to the city, and to assess the entire cost of grading such street, avenue, alley or lane or part thereof, including the intersections of streets, avenues or lanes and spaces opposite alleys or lanes, against the lots and lands abutting upon such street, avenue, alley or lane, or part thereof, so graded; that thereupon the mayor and council shall create grading districts, make assessments, issue bonds, and proceed in the same manner as in cases of grading hereinbefore provided: Provided, bonds shall be issued to cover the entire cost of grading both the streets, avenues or alleys, and the intersections of streets or avenues and spaces opposite alleys; and provided, further, the aforesaid bonds shall not be sold for less than their par value, and if any assessment or part thereof shall fail or for any reason be invalid, the mayor and council may make such further assessments upon said lots or lands, as may be required, and collect from the owners the cost of any grading properly chargeable thereto, as herein provided: Provided no street, avenue, alley or lane shall be so graded until the damages to property owners, if any, shall be ascertained by three disinterested freeholders to be appointed by the mayor and council and the proceedings to be the same in all respects as in this chapter provided for in case of change of grade. Provided, further, the aggregate amount of such bonds issued in any one year shall not exceed the sum of fifty thousand dollars: **Provided, however, all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 67. That Section 17-160, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

17-160. The mayor and council of such city adopting the proposition to make such purchase or erect such building shall have the power to borrow money and pledge the property and credit of the city upon its negotiable bonds, or otherwise, in an amount not exceeding Twenty-five Thousand Dollars ($25,000.00): Provided, no such bonds shall be issued until after the same have been authorized by a three-fifths vote of the electors voting on the proposition of their issuance, at any election called for the submission of such proposition. Notice of the time and place of said election shall be given by publication in some newspaper printed and of general circulation in such city, for three successive weeks immediately prior thereto: Provided, further, that no such election shall be called until a petition therefor, signed by at least ten (10%) per cent of the legal voters of said city, has been presented to the city council. The number of voters voting at the last regular election prior to presenting such petition shall be deemed the number of votes in said city: Provided, the question of bond issued (issues) in such districts when defeated shall not be re-submitted within a period of six months from and after the date of such election: **Provided, however, all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 68. That Section 17-442, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

17-442. Cities of the second class and incorporated villages owning their own system of water works are hereby authorized and empowered to borrow money or issue bonds, not exceeding five per centum of the assessed value of the taxable property within said city or incorporated village according to the last preceding assessment, in addition to the amount of indebtedness now authorized by law for water purposes, for the purpose of extending, enlarging or improving its system of water works as the needs of said city or incorporated village or its inhabitants may require; and levy and collect a general tax, in addition to the taxes otherwise authorized, in the same manner as other municipal taxes may be levied and collected, to an amount sufficient to pay the interest and principal of said bonds as the same mature, on all property within such city or incorporated village as shown and valued upon the assessment rolls of the assessor of the proper precinct or township in which said city or incorporated village is located; and all taxes raised under the clause shall be retained in a fund to be known as the water extension fund: Provided, no such money shall be borrowed or bonds issued unless the same shall have been authorized by a vote of three-fifths of the electors of such city or incorporated village voting at said election, to be voted upon at any general election or any special election called for that purpose. The bonds shall be the bonds of the city or incorporated village and shall be called the "water extension bonds" to become due in not to exceed FORTY **twenty-five** years from the date of issue, but payable any time after TEN **five** years, drawing not exceeding seven per cent interest per annum, payable annually: **Provided, however, all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 69. That Section 19-705, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

19-705. Upon the hearing of such appeal in the district court, judgment shall be pronounced, as in ordinary cases, for the value of any such works, plant or system, and from such judgment the city or party or corporation owning any such plant or works or system, may appeal to any court of last resort, and upon final judgment being pronounced as to the value of any such plant, works, or system, the duly constituted authorities of any such city shall have power and it shall be their duty to issue and sell bonds of any such city to pay the amount of such value and judgment, without vote of the people: **Provided, however, that all bonds so issued and sold shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 70. That Section 19-801, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

19-801. That any city of the metropolitan class, city of the first class, or city of the second class, within the State of Nebraska, is hereby authorized to acquire by lease, purchase, condemnation or otherwise, the necessary land within or without such city for the purpose of establishing an aviation field, and to erect thereon such buildings and make such improvements as may be necessary for the purpose of adapting said field to the use of aerial traffic, and may, from time to time, fix and establish a schedule of charges for the use thereof, which charges shall be used in connection with the maintenance and operation of any such field and the activities thereof. For the purpose of acquiring and improving an aviation field as hereinbefore authorized, any such city may sell bonds of such city to be designated "Aviation field bonds," to provide the necessary funds therefor, in an amount not to exceed one per cent of the assessed valuation of the property in such city; such bonds shall run for not LESS THAN TEN OR more than TWENTY twenty-five years from the date of issuance thereof, and draw interest at a rate not in excess of six per cent per annum; such bonds may not be sold for less than par, and in no case without the proposition of issuing the same having first been submitted to the legal electors of such city at a general or special election held therein, and a majority of the votes cast upon the question of the issue of said bonds being in favor of issuing such bonds; BUT THE AUTHORITY TO SELL SUCH BONDS AS HEREIN PROVIDED SHALL NOT BE LIMITED BY ANY OTHER OR SPECIAL PROVISION OF LAW FOUND ELSEWHERE OUTSIDE OF THIS ACT.: **Provided, however, that all bonds so issued and sold shall comply with the terms and coditions of Section 4 of this Act.** For the purpose of acquiring and improving said aviation field, such cities may in lieu of issuing and selling bonds levy an annual tax of not to exceed two (2) mills on the dollar of the actual valuation of the taxable property within the corporate limits of such city, which tax shall not be levied or collected until the proposition of levying the same has first been submitted to the legal electors of such city at a general or special election held therein, and the majority of votes cast upon the question of levying such tax shall be in favor thereof. Such levy shall be authorized for a term not exceeding ten years, and the proposition submitted to the electors shall specify the number of years for which it is proposed to levy such tax. Where funds for such purposes are raised by the levy of tax, no part of the funds so accruing shall be used for any other purpose.

Sec. 71. That Section 26-108, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

26-108. It shall be the duty of the county board of each county: First. To cause to be annually levied and collected taxes authorized by law for county purposes, not exceeding fifty cents on the one hundred dollars actual valuation, unless authorized by a vote of the people of the county. Second. To erect or otherwise provide a suitable court house, jail and other necessary county buildings, and for that purpose to borrow money and issue the bonds of the county to pay the same: **Provided, however, all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act;** to keep the said buildings in repair and to provide suitable rooms and offices for the accommodation of the several courts of record, the compensation commissioner, or his assistants, if requested by the compensation commissioner or the department of labor, the county board, clerk, treasurer, sheriff, clerk of the district court, county superintendent, county surveyor, county agricultural agent and county attorney (provided the county attorney shall hold his office at the county seat), and suitable furniture therefor. But no appropriation exceeding fifteen hundred dollars shall be made for the erection of any county building except as hereinafter provided, without first submitting the proposition to a vote of the people of the county at a general election or a special election ordered by said board for that purpose, and the same is ordered by a majority of the legal voters thereon; Provided, that the county board of any county in this state is hereby authorized and empowered, when requested so to do by a petition signed by at least fifty-five per cent of the legal voters in said county, based on the average vote of the two preceding general elections, to make an annual levy not exceeding five mills upon the dollar on all taxable property in said county for the purpose of providing a fund for the erection of a court house or jail, said fund to be used only in the construction of a court house or jail or to pay the expenses of tearing down an existing court house or jail or making improvements thereon; provided further, the total estimated amount to be raised by such special levy shall not exceed the sum of one hundred thousand dollars and said levy may be spread over a term of years not exceeding five to produce such sum, provided, further, that in counties having no bonded indebtedness, the county board, without the filing of such petition may levy a tax of not to exceed one and one-half mills per year for not exceeding two years for the purpose of providing a fund for the erection of a jail and procuring a site therefor, but in no case shall the levy of taxes made by the county board for all purposes, including the taxes levied herein provided for the erection of a court house or jail, exceed in any one year the sum of fifty cents on one hundred dollars of the assessed valuation of said county. Third. To provide and keep in repair, when the finances of the county will permit, suitable fireproof safes for the county clerk and county treasurer. Fourth. To provide suitable books and stationery for the use of the county board, county clerk, county treasurer, county judge, sheriff, clerk of the district court, county superintendent, county surveyor and county attorney. Fifth. To cause to be published at the close of each annual regular or special meeting of the board, a brief statement of the proceedings thereof in one newspaper of general circulation published in the county, and also their proceedings upon the equalization of the assessment roll; Provided, no publication in a newspaper shall be required unless the same can be done at an expense not exceeding one-third of the legal rate for advertising notices. Sixth. At their regular meeting in January of each year to prepare an estimate of the necessary expenses of the county during the ensuing year, the total of which shall in no instance exceed the amount of taxes authorized by law to be levied during that year, including the amounts necessary to meet outstanding indebtedness, as evidenced by bonds, coupons, or warrants, legally issued; and such estimate, containing the items constituting the amounts, shall be entered at large upon their records and published four successive weeks before the levy for that year in some newspaper published and of general circulation in the county, or if none is published, then in some newspaper of general circulation there, and no levy of taxes shall be made for any other purpose or amounts than are specified in such estimate as published, but any item or amount may be stricken from such estimate or reduced at the time the levy is made. If any levy shall be made in excess of such estimate, the tax shall not therefor be void, but the members of the county board and their sureties shall be jointly and severally liable upon their official bonds for the full amount of such excesses, which shall be collected by civil action, as in other cases for the use of the school fund of the county. If the members of said board neglect to comply with any other provisions of this section, the tax shall not therefor be void, but they shall each be liable to a penalty of five hundred dollars, to be recovered by civil action as in other cases, for the use and support of the common schools in the county. Seventh. In all cases where any bridge or any public building, the property of any county within this State, shall be injured or destroyed by any person or persons, either negligently, carelessly or willfully, and maliciously, it shall be the duty of the county board of the proper county, for and in the name of the county, to sue for and recover such damages as shall have occurred by reason thereof, and the money so recovered shall be paid into the treasury of the proper county, and be by the treasurer credited to the fund out of which such bridge or building was constructed or repaired.

Sec. 72. That Section 26-403, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

26-403. For the purpose of acquiring said land and erecting said buildings, the county board is hereby authorized to issue bonds of the county. Such bonds shall be issued in such sum or sums as may be necessary for the purchase of lands, and the erection of such buildings as are herein authorized: Provided, no bonds shall be issued until the question of their issue shall have been submitted by the county board in the manner provided by law for the assessment of taxes, the aggregate of which exceeds the rate of one dollar and a half per one hundred valuation of the property of the county, to the voters of such county at a general election, or a special election called for such purpose, and their issue approved by a majority of the electors voting on such proposition: **Provided, however, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 73. That Section 26-730, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

26-730. That after sixty days from the completion and approval of the work it shall be the duty of the supervisors or county commissioners to issue the bonds of the county in the amount of the assessment remaining unpaid at said time, payable in ten equal annual installments with interest on deferred payment at seven per cent per annum, and said special assessment and taxes shall constitute a sinking fund for the payment of the bonds and interest: **Provided, however, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 74. That Section 26-738, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

26-738. In case the question of said re-survey has been submitted to the voters of the entire county, the cost of said re-survey may be paid out of the county general fund in case there is money there available for that purpose. If not, the cost may be provided for by an issue of bonds or special tax levy, in which case the proposition for bonds or special tax levy shall be submitted to the voters as a part of the re-survey proposition: Provided, when a proposition for re-survey has already been submitted to the voters of a county, and a majority have voted in favor of such proposition, it shall be legal for the county board to proceed to make contract for such re-survey in accordance with the provisions of this article providing for such contract. Provided further, in case the question has been submitted to the voters of any one or more governmental townships of any county under the provisions of the second next preceding section, and a majority have voted in favor of such proposition, the cost of said re-survey may be paid out of the general fund and said fund may be reimbursed the amount of such expenditure by the assessment of a special tax by the county board of such county equally apportioning the cost of such re-survey upon the area of all real estate in such governmental township or townships according to the acreage in each tract as shown by the original U. S. survey thereof, and including in addition thereto any accreted lands to such original U. S. survey as may be shown by the re-survey herein provided: **Provided, further, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 75. That Section 31-125, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

31-125. When, in the judgment of the county board, the assessments are too large for immediate payment, they may issue NEGOTIABLE bonds of the county with interest coupons attached bearing a rate of interest not exceeding six per cent per annum, which bonds and coupons shall be signed by the chairman of the board and countersigned by the county clerk of the county and shall be paid in not to exceed ten installments; one bond maturing each year to pay the costs and expenses of location and construction and all compensation and damages ascertained: **Provided, however, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 76. That Section 39-202, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

39-202. For the purpose of paying the cost of such improvements in such district the county board shall have power to and may, by resolution duly passed and spread upon its records, cause to be issued bonds of the county to be called District Paving Bonds of District No.................. of ....County, Nebraska, payable in not exceeding 15 **25** years from date, and to bear interest payable annually or semi-annually at not exceeding seven per cent per annum, with interest coupons attached; or said board may issue warrants to be called District Paving Warrants of District No.................. of..County, Nebraska, payable in the order of their number, to be issued in such denominations as may be deemed advisable and to bear interest at not exceeding seven per cent per annum; and in such case shall also provide that such special assessments and taxes shall constitute a sinking fund for the payment of such bonds or warrants and interest. Provided, if there shall be any real estate in such improvement district so formed belonging to the county said board shall provide for the payment of any special assessments against such real estate by reason of such improvement out of the paving fund of said county; and if there be any real estate in such district belonging to any cemetery corporation or association, school district or other municipal or quasi-municipal corporation, it shall be the duty of the cemetery board, school board or other proper officers to provide for the payment of any such special assessments against such real estate on account of such improvements, and in the event of neglect or refusal so to do the county board may recover the amount of such special assessments and taxes in a proper action, and the judgment thus obtained may be enforced in the usual manner. Provided, further, that any street railway or other railway or railroad company occupying with any track any such road, highway or boulevard or portion thereof which may be ordered paved or otherwise improved as herein provided, may be charged with the expense of such improvement of such portion of such road, highway or boulevards so occupied by it between the rails and for one foot beyond the outer rails, and the cost thereof may be collected by such county in any proper action, or the county board may authorize such company to make such improvement between its rails and for one foot beyond the outer rails. Immediately upon the creation of an improvement district, as herein provided, the county board shall notify the county surveyor whose duty it shall be at once to examine the road, highway or boulevard to be improved and make a report to said board with estimates of the cost of such improvement, such estimates to be based upon the use of various suitable materials therefor as may be designated by said board; and said surveyor shall also prepare a map or plat of such district showing the location of the proposed improvement and the lots, tracts and parcels of land, or portions thereof, included therein. In all cases of such improvements there shall be used such materials, under the direction of the county board, as the owners of a plurality of property in such district may by petition designate: Provided, that in case said owners fail to so designate such materials for a period of 20 days after said board shall have given notice so to do by publication in a newspaper of general circulation in said county once each week for two successive weeks to such owners, said board shall determine upon the materials to be used in said improvement: **Provided, further, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 76½. That Section 39-224, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

39-224. That any county, township or precinct in the State of Nebraska desiring to issue bonds or to make a special levy to construct, or to aid in the construction of a highway, may proceed to vote upon the question of issuing such bonds, or make a special levy of not to exceed five (5) mills for such purpose in the same manner as is provided in Sections 2997, 2998, 2999 and 3000, Article V, Ch. 28, of the Revised Statutes of Nebraska for 1913, (39-835 to 39-838), in voting for bridge bonds: **Provided, however, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 77. That Section 39-226, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

39-226. Within two years from the time the report of such survey and estimate shall be on file in the county clerk's office, the county board may submit to the electors of such county, at a general or special election, a proposition to issue bonds in an amount equal to the estimated cost of such improvement. Said bonds shall not exceed ten per cent of the taxable property of the county and shall run for a period of THIRTY **twenty-five** years, with the option of payment at any time after the expiration of five years, and bear five per cent interest: **Provided, however, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.** If three-fifths of the electors voting upon the proposition shall be in favor thereof, it shall be the duty of the county board to cause said bonds to be issued and sold at par or above par. Thereupon said county board shall proceed to let contracts for said grading and culvert work, in the manner and form best calculated in its judgment to secure favorable bids for such improvement. No preference shall be given to the public roads of one part of the county over those in another part in the expenditures of the proceeds of said bonds and in the letting of contracts and prosecution of such work but the entire work of reconstructing, of grading and culverting of the public roads in said county shall be prosecuted with the utmost vigor, to the end that all parts of the county shall be equipped with roads in good condition for ordinary travel. The county board shall endeavor to secure bids for such grading in each locality from the residents who are personally interested in the good condition of such roads. The county board, highway commissioner or other proper authority shall have full authority to exercise supervision and superintendence over all the road improvement under this act, and shall take care that the same is done in a thorough and workmanlike manner, under proper conditions of weather for securing the best results. It shall whenever possible secure the co-operation of the adjoining counties in joint improvement of county line roads.

Sec. 78. That Section 39-308, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

39-308. To provide for the carrying out of this act and to meet and defray or aid in paying the contemplated cost of any such road or boulevard improvement, over and above the amount to be realized from the special assessment which may be levied as hereinbefore provided, the board shall have power to submit, at any general or special election, to the qualified voters of any such county a proposition or question to vote general county bonds to bear interest not to exceed five per cent per annum and in such an amount and to run for such time or times as the board may determine to submit, but at the same time and in connection with the submission of such question the board must also submit to the voters the question or proposition of authorizing and empowering the board to levy, annually, a tax sufficient to pay the interest on such bonds as it falls due, and the question and notice of election must state the total amount of such bonds, the rate of interest, the time such bonds shall run, and the purpose for which they shall be issued; and if a majority of all the votes cast on such proposition be in favor thereof then the county board shall have power to issue such bonds and levy such interest tax, and although the board shall have the right and power to submit at one election, to the voters the question to issue any amount of such bonds yet not more than five hundred thousand dollars of such bonds shall be issued and sold in any one year and none of such bonds shall be issued and sold unless and until the board shall have finally established the road improvement district or districts hereinbefore provided for: **Provided, however, that all bonds so issued and sold shall comply with the terms and conditions of Section 4 of this Act.** The board shall have power to call a special election at which to submit such question.

Sec. 79. That Section 39-413, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

39-413. That after sixty days from the completion and approval of the work it shall be the duty of the supervisors or board of county commissioners to issue the bonds of the county in the amount of the assessments remaining unpaid at said time payable in TEN equal annual installments with interest on deferred payments at 6 per cent per annum and said special assessment and taxes shall constitute a sinking fund for the payment of the bonds and interest: **Provided, however, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 80. That Section 39-1609, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

39-1609. Any county, township, or city in the State of Nebraska shall have the authority to aid the state in the construction or purchase of any interstate bridge. Whenever the governing authority of any such county or city by resolution shall determine to exercise such authority, then the governing authority of any such county or city shall be authorized to enter into an agreement with the Department of Public Works to aid the state in the construction of any such bridge, and for such purpose such county or city shall have authority to issue and sell bonds. Provided, the governing authority of such county or city shall first submit to the electors thereof the question of the issuance of such bonds. Such questions to be submitted in the manner provided by law for the submission of internal improvement bonds, in accordance with provisions of Article four (4), Chapter Seven (7) of the revised (Compiled) Statutes of Nebraska for 1922, (11-401 to 11-411). The question of the issuance of such bonds shall not be carried and said bonds shall not be issued unless fifty-one (51) per cent of votes cast at the Presidential election next preceding the election at which said bond issue is submitted shall vote in favor of the issuance of the said bonds: **Provided, further, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 81. That Section 47-205, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

47-205. The city council or legislative authority of such incorporated city is hereby authorized and empowered to erect and maintain a jail, and to acquire land by purchase, condemnation or otherwise, for farm or other purposes for the employment of prisoners as hereinbefore provided. Such city shall have power to borrow money and pledge the credit and property thereof on its negotiable bonds or otherwise, in an amount not exceeding one hundred thousand dollars for the purpose of paying for the cost of any such land, jail, or both: **Provided, however, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 82. That Section 57-106, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

57-106. The county board of each county in this state is hereby authorized and required to submit to the legal voters thereof, on presentation of a petition of twenty resident free-holders of the county, the proposition to issue bonds, not exceeding twenty thousand dollars, the proceeds of which shall be applied to defray the expenses of boring and prospecting for coal in their respective counties under the direction of the county board thereof, and such boards are hereby authorized to issue the bonds for such purposes, in case the vote shall be favorable to the proposition: Provided, however, the county board may, in its discretion, refuse to submit such inquiry to a vote of the people until the next general election after the presentation of such petition; **Provided, further, that all bonds issued hereundr shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 83. That Section 79-811, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

79-811. When authorized by a two-thirds majority vote of all qualified voters present at an annual or special meeting in a majority of the school districts so united, or if there be but two districts so united, in each, the trustees may issue and negotiate the bonds of such high school district for the purpose of raising money to provide for the erection and furnishing of the improvement of a high school building. The bonds so issued shall not when added to the aggregate of the bonded indebtedness of the several school districts so united for high school purposes exceed ten per cent of the aggregate assessed valuation of the several school districts as shown by the last preceding assessment: **Provided, however, that all bonds so issued and negotiated hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 84. That Section 86-403, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

86-403. When the amount of revenue which such a tax would produce in any one year shall be insufficient to establish such public telephone sytem, the county board of any county shall, upon petition of ten per cent of the electors of the county praying therefor, issue the bonds of said county to an amount not to exceed two and one-half per cent of the total assessed valuation of said county, and bearing not to exceed six per cent interest and payable in not to exceed twenty years, but with an option on the part of the county that same may be paid at any time within five years from date: Provided, however, before such bonds shall be issued, the question of issuing the same shall be submitted to a vote of the electors of said county at a general or special election, and be authorized by a majority vote of the electors voting at such election, and such bond issue and all matters concerned therewith shall be governed in all respects, except where in conflict with this section, by the provisions of law for the issuance of bonds by counties and for the purpose of internal improvement, and when so issued shall be deemed regular and valid in all respects; and when such bonds are so issued, the said boards shall provide for the levy and collection of a tax annually sufficient to pay the interest thereon, and for a tax to provide a sinking fund for the payment of said bonds as they mature: **Provided, further, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 85. That Section 16-615, C. S. Supp., 1933, be amended to read as follows:

16-615. For the purpose of paying the cost of paving, repaving, graveling or macadamizing the streets, avenues or alleys in any such district, exclusive of intersections of streets or avenues, or spaces opposite alleys therein, the mayor and council shall have power and may, by ordinance cause to be issued bonds of the city, to be called "District Paving Bonds of District No..............." payable in not exceeding TEN (10) **twenty-five (25)** years from date, and bearing interest, payable either annually or semi-annually, not exceeding a rate of six per cent (6%) per annum with interest coupons attached; and, in such cases shall also provide that said special taxes and assessments shall constitute a sinking fund for the payment of said bonds: Provided, the entire cost of paving, repaving, graveling or macadamizing any such street, avenue or alley, properly chargeable to any lot or land within any such paving or other improvement district according to the feet front thereof, may be paid by the owners of such lots or lands within fifty (50) days from the levying of such special taxes, and thereupon such lot or lands shall be exempt from any lien or charge therefor: **Provided, however, that all bonds issued hereunder shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 86. That Section 18-1406, C. S. Supp., 1933, be amended to read as follows:

18-1406. Whenever the governing body of such city or village shall have ordered the installation of a sewerage system and a sewage disposal plant or the improvement or extension of an existing system in any municipality herein mentioned, and the plans therefor shall have been prepared, the governing board thereof shall have the authority to issue and sell the necessary bonds for the construction and installation thereof, such bonds to draw interest at not to exceed six per cent per annum, and payable in not to exceed thirty years from the date of issuance; and the governing body to determine the denomination of said bonds and the date, time and manner of payment. The amount of such bonds either issued or outstanding shall not be included in the amount of bonds which the said municipality may be authorized to issue under its charter or any statute of this state: **Provided, however, that all bonds so issued and sold shall comply with the terms and conditions of Section 4 of this Act.**

Sec. 87. If any clause, sentence, paragraph or part of this Act shall for any reason be adjudged to be invalid by any court of competent jurisdiction, such judgment shall not affect, impair or invalidate the remainder of this Act, but shall be confined in its operation to the clause, sentence, paragraph or part thereof directly involved in the controversy at which such judgment shall have been rendered.

Sec. 88. That said original Sections 11-303, 11-304, 11-401, 11-405 and 11-407, Compiled Statutes of Nebraska, 1929, are hereby repealed; that said original Section 11-409, C. S. Supp., 1933, is hereby repealed; that said original Sections 11-502, 11-503, 11-601, 11-603, 11-604, 11-605, 11-607, 11-608, 11-609, 11-906, 11-918, 11-920, 11-921 and 16-215, Compiled Statutes of Nebraska, 1929, are hereby repealed; that said original Section 16-616, C. S. Supp., 1933, is hereby repealed; that said original Sections 16-618, 16-622 and 16-650, Compiled Statutes of Nebraska, 1929, are hereby repealed; that said original Section 16-652, C. S. Supp., 1933, is hereby repealed; that said original Sections 16-654, 16-670, 16-721, 17-148 and 17-154, Compiled Statutes of Nebraska, 1929, are hereby repealed; that said original Section 2, Chapter 37, Session Laws of Nebraska, 1935, is hereby repealed; that said original Section 17-432, C. S. Supp., 1933, is hereby repealed; that said original Section 17-441, (f), Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 34, Session Laws of Nebraska, 1935, is hereby repealed; that said original Sections 17-508 and 17-525, Compiled Statutes of Nebraska, 1929, are hereby repealed; that said original Section 17-540, C. S. Supp., 1933, as amended by Section 1, Chapter 35, Session Laws of Nebraska, 1935, is hereby repealed; that said original Sections 17-550, 17-601, 17-602, 18-103, 18-1104, 19-102 and 26-748, Compiled Statutes of Nebraska, 1929, are hereby repealed; that said original Section 39-305, C. S. Supp., 1933, is hereby repealed; that said original Sections 39-507, 39-834, 47-202, 79-604 and 79-728, Compiled

Statutes of Nebraska, 1929, are hereby repealed; that said original Section 79-813, C. S. Supp., 1933, is hereby repealed; that said original Sections 79-1012 and 79-2521, Compiled Statutes of Nebraska, 1929, are hereby repealed; that said original Section 79-2523, C. S. Supp., 1933, is hereby repealed; that said original Section 79-2815, C. S. Supp., 1933, is hereby repealed; that said original Sections 2-1202, 11-406, 11-1002, 16-603, 16-640, 17-160, 17-442, 19-705, 19-801, 26-108, 26-403, 26-730, 26-738, 31-125, 39-202, 39-224, 39-226, 39-308, 39-413, 39-1609, 47-205, 57-106, 79-811 and 86-403, Compiled Statutes of Nebraska, 1929, are hereby repealed; and that said original Sections 16-615 and 18-1406, C. S. Supp., 1933, are hereby repealed: Provided, however, that this repeal shall in no wise affect any contract, right, claim, interest, title, action or liability which may have accrued under the provisions of the sections herein repealed."

Amend the printed bill by striking the title and inserting the following:

"A BILL

FOR AN ACT relating to municipal bonds of indebtedness; to define the term "Municipality" as used in this Act; to eliminate from the operation thereof cities that have heretofore adopted home rule charters; to provide that all bonds payable out of general or special tax levies, or special assessments, hereafter issued by the governing bodies of municipalities shall be serial and payment thereof shall be optional at any time after five years from the day of their date and shall be amortized over a period of not exceeding twenty-five years; to prescribe the method and manner of the payment of said bonds; to require that said bonds shall be sold solely upon the basis of the rate of interest paid without premium for not less than par and for not more than one hundred and one; to fix, except in emergencies and to pay judgments, twenty-five years as the maximum period of usefulness of the property or improvement for which bonds of municipalities shall hereafter be issued unless otherwise determined by resolution of the local governing body; to require officers of local governing bodies to budget and levy a sufficient amount of annual taxes to pay the interest, annually or semi-annually, the annual principal installments and all payments required to be made to sinking funds; to require that all authorized issues of bonds of municipalities of more than ten thousand dollars shall be sold at public sale after notice of the time and place thereof; to provide the method of notice of said bond sales to the Board of Educational Lands and Funds, together with their powers and duties hereunder; to permit and allow the sale of municipal bonds by popular subscription; to amend Sections 11-303, 11-304, 11-401, 11-405 and

11-407, Compiled Statutes of Nebraska, 1929; to amend Section 11-409, C. S. Supp., 1933; to amend Sections 11-502, 11-503, 11-601, 11-603, 11-604, 11-605, 11-607, 11-608, 11-609, 11-906, 11-918, 11-920, 11-921 and 16-215, Compiled Statutes of Nebraska, 1929; to amend Section 16-616, C. S. Supp., 1933; to amend Sections 16-618, 16-622 and 16-650, Compiled Statutes of Nebraska, 1929; to amend Section 16-652, C. S. Supp., 1933; to amend Sections 16-654, 16-670, 16-721, 17-148 and 17-154, Compiled Statutes of Nebraska, 1929; to amend Section 2, Chapter 37, Session Laws of Nebraska, 1935; to amend Section 17-432, C. S. Supp., 1933; to amend Section 17-441, (f), Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 34, Session Laws of Nebraska, 1935; to amend Sections 17-508 and 17-525, Compiled Statutes of Nebraska, 1929; to amend Section 17-540, C. S. Supp., 1933, as amended by Section 1, Chapter 35, Session Laws of Nebraska, 1935; to amend Sections 17-550, 17-601, 17-602, 18-103, 18-1104, 19-102, and 26-748, Compiled Statutes of Nebraska, 1929; to amend Section 39-305, C. S. Supp., 1933; to amend Sections 39-507, 39-834, 47-202, 79-604 and 79-728, Compiled Statutes of Nebraska, 1929; to amend Section 79-813, C. S. Supp., 1933; to amend Sections 79-1012 and 79-2521, Compiled Statutes of Nebraska, 1929; to amend Section 79-2523, C. S. Supp., 1933; to amend Section 79-2815, C. S. Supp., 1933; to amend Section 2-1202, 11-406, 11-1002, 16-603, 16-640, 17-160, 17-442, 19-705, 19-801, 26-108, 26-403, 26-730, 26-738, 31-125, 39-202, 39-224, 39-226, 39-308, 39-413, 39-1609, 47-205, 57-106, 79-811 and 86-403, Compiled Statutes of Nebraska, 1929; to amend Sections 16-615 and 18-1406, C. S. Supp., 1933; to repeal said original sections; and to repeal said original sections as amended."

LEGISLATIVE BILL NO. 170.	Indefinitely postponed.
LEGISLATIVE BILL NO. 230.	Indefinitely postponed.
LEGISLATIVE BILL NO. 166.	Indefinitely postponed.
LEGISLATIVE BILL NO. 43.	Indefinitely postponed.
LEGISLATIVE BILL NO. 193.	Indefinitely postponed.
LEGISLATIVE BILL NO. 183.	Placed on General File.
LEGISLATIVE BILL NO. 394.	Placed on General File.
LEGISLATIVE BILL NO. 306.	Placed on General File.
LEGISLATIVE BILL NO. 286.	Placed on General File.
LEGISLATIVE BILL NO. 60.	Placed on General File with amendments.

Standing Committee amendments to L. B. No. 60:

1. Amend the printed bill, pages 2 and 3 by striking all of Section 1 thereon.

2. Amend the printed bill, pages 3 to 10 inclusive, by renumbering Sections 2 to 18 thereon to correspond with the foregoing amendment.

3. Amend the printed bill, page 4, Section 3, line 9 by striking the word "**and**" and by inserting in lieu thereof the punctuation "**,**"; and in line 10 of said section insert the words "**and Comptroller**" after the word "**Governor**"; and in line 11 of said Section 3 strike the conjunction "**and**" and insert in lieu thereof the punctuation "**,**"; and in line 13 of said section insert the words "**and Comptroller**" before the word "shall"; and strike all the new matter contained in lines 16 to 25 inclusive in said Section 3; and in line 44, on page 5 of said Section 3 insert the word "**completely**" after the word "**hereby**" and before the word "**abolished**" therein.

4. Amend the printed bill, page 6, Section 7, line 3 by striking therefrom the article "A" therein and by inserting in lieu thereof the article "**The**" before the word "Tax" therein; and also strike that part of said section commencing with the word "shall" in line 3 down to and including the word "He" in line 6 therein; and in line 8 of said section strike the second word "State" before the word "Treasurer" therein and insert in lieu thereof the word "state"; and also strike that part of said section commencing with the word "He" in line 10 down to and including the word and punctuation "law." in line 12 of said section.

5. Amend the printed bill, page 6, Section 8, by striking that part of said section commencing with the preposition "**on**" in line 3 therein down to and including the word and punctuation "**appointed.**" in line 19 therein and by inserting in lieu thereof the following:

"in 1941, and every four years thereafter, nominate, with the advice and consent of a majority of the members elected to the Legislature, a Tax Commissioner, an Attorney General, a Secretary of State and a state Treasurer whose terms of office, unless sooner removed by the Governor, shall be four years respectively and until their successors shall be appointed and qualified. The Tax Commissioner, the Attorney General, the Secretary of State and the state Treasurer shall have such powers and perform such duties as the constitution and as the Legislature may provide. Their compensations respectively shall be as provided by law."

6. Amend the printed bill, page 7, Section 9 by striking that part of said section commencing with the punctuation ":" in line 6 down to and including the article "**the**" in line 12, and by inserting in lieu thereof the following:

"to succeed and to assume control over the office of Auditor of

Public Accounts including the property, functions and duties thereof. The".

7. Amend the printed bill, page 8, Section 15, line 3 by striking therefrom the word "**executive**" and by inserting in lieu thereof the words "**constitutional elective**".

8. Amend the printed bill, page 9, Section 15, by striking all the rest of said section commencing with the figures "1939" in line 3 therein and by inserting in lieu thereof the following:

"1941: **Provided,** the Attorney General, Secretary of State and the state Treasurer chosen at the general election held in November, 1938, shall each hold over their terms respectively until their successsors shall be appointed and qualified; **and provided further,** that no person shall be nominated at the primary election in 1940 or elected at the general election in November, 1940 to the offices of Auditor of Public Accounts, Attorney General, Secretary of State or state Treasurer and that from and after the time their successors shall be appointed and qualified each of said offices as an elective constitutional state office is hereby declared to be abolished completely."

9. Amend the printed bill, page 9, Section 17, line 1 by striking therefrom "Sections 18 and" and by inserting in lieu thereof the word "Section".

10. Amend the printed bill, page 10, Section 18, by striking all of the rest of said section commencing with the punctuation and word ",said" in line 18 and by inserting in lieu thereof the following:

"unless sooner removed by the Governor", and ".

1. Amend the printed bill, page 11, Section 18 by striking all the rest of said section commencing with the punctuation and word ", said" in line 33 therein and by inserting in lieu thereof the following:

"unless sooner removed by the Governor".

12. Amend the printed bill, page 1, title by striking all the rest of said title commencing with the word "said" before the word "Treasurer" in line 24 therein and by inserting in lieu thereof the following:

"unless sooner removed by the Governor; to repeal said original sections; to provide for the effective date of this amendment; to provide for the holding over of the Attorney General, Secretary of State and state Treasurer chosen at the general election held in 1938 until their successors shall be appointed and qualified; and to provide that no person shall either be nominated or elected to the offices of Auditor of Public Accounts, Attorney General, Secretary of State or state Treasurer in 1940 and that from and after the time their successors shall be appointed and qualified each of said offices as an elective constitutional state office shall be considered as completely abolished."

13. Amend the printed bill, page 1, caption "Introduced by" thereon by striking all of said caption commencing with the word "Norton" and by inserting in lieu thereof the following:

"J. N. Norton of Polk and John D. Reynolds of Knox.".

LEGISLATIVE BILL NO. 140. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 140:

1. Amend the printed bill, page 1, Section 1 by striking that part of said section commencing with the word "Laws" in line 1 down to and including the figure and punctuation "1935)" in line 2 therein and by inserting in lieu thereof the following:

"Session Laws of Nebraska, 1935,".

2. Amend the printed bill, page 1, Section 1, line 3 by striking therefrom "(17-702).".

3. Amend the printed bill, page 2, Section 1 by striking that part of said section commencing with the punctuation and word "**, or**" in line 16 therein down to and including the word and punctuation "**Board,**" in line 17 therein.

4. Amend the printed bill, page 2, Section 1 by striking that part of said section commencing with the word "**Compiled**" in line 21 down to and including the last punctuation ")" in line 22, and by inserting in lieu thereof the following:

"C. S. Supp., 1933".

5. Amend the printed bill, page 2, Section 1, line 24 by striking the word "commissioners" and by inserting in lieu thereof the word "commissioner".

6. Amend the printed bill, page 2, by striking all of Section 2 thereon and by inserting in lieu thereof the following:

"Sec. 2. That said original Section 2, Chapter 33, Session Laws of Nebraska, 1935, is hereby repealed.".

7. Amend the printed bill, page 1, title, by striking all of said title after the word "ACT" in line 2 thereof, and by inserting in lieu thereof the following:

"to amend Section 2, Chapter 33, Session Laws of Nebraska, 1935, relating to municipal corporations; to prescribe legal investments for surplus funds arising out of the operation of municipal utilities under the supervision of the Board of Public Works in cities of the second class; and to repeal said original section."

LEGISLATIVE BILL NO. 165. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 165:

1. Amend the printed bill, page 1, title, line 7, by striking the word "before" therein and by inserting in lieu thereof the word "on".

2. Amend the printed bill, page 1, title, line 11, by striking therefrom the words "the fifth Wednesday" and by inserting in lieu thereof the words "fifteen days".

3. Amend the printed bill, page 2, Section 1, line 41 by restoring the stricken word "ON" to the bill.

4. Amend the printed bill, page 3, Section 2, line 5 by inserting the figures "**165**" after the abbreviation "**No.**"; and in line 13 of said Section 2 on page 3, strike the words "the fifth Wednesday" and insert in lieu thereof the words "fifteen days".

(Signed) P. L. CADY, Chairman.

BANKING AND INSURANCE

LEGISLATIVE BILL NO. 353. Indefinitely postponed.
LEGISLATIVE BILL NO. 515. Placed on General File.
LEGISLATIVE BILL NO. 547. Indefinitely postponed.
LEGISLATIVE BILL NO. 548. Indefinitely postponed.
LEGISLATIVE BILL NO. 549. Indefinitely postponed.
LEGISLATIVE BILL NO. 550. Indefinitely postponed.
LEGISLATIVE BILL NO. 337. Placed on General File.

(Signed) LELAND R. HALL, Chairman.

ENROLLMENT AND REVIEW

LEGISLATIVE BILL NO. 205. Correctly engrossed.
LEGISLATIVE BILL NO. 95. Correctly engrossed.
LEGISLATIVE BILL NO. 211. Correctly engrossed.
LEGISLATIVE BILL NO. 253. Replaced on Select File with amendments.

Enrollment and review amendments to L. B. No. 253:

I. Amend the printed bill, page 4, preamble, paragraph 3, **line 2**

—page 3, preamble, paragraph 3, line 2 of the original bill—by striking therefrom the word "recission" therein and by inserting in lieu thereof the word "rescission".

II. Amend the printed bill, page 4, preamble, paragraph 5, line 3—page 3, preamble, paragraph 5, line 3 of the original bill—by striking the punctuation "," after the word "THEREFORE" therein.

III. Amend the printed bill, page 5, Section 1, line 24—page 4, Section 1, line 19 of the original bill—by striking therefrom the word "recessions" therein and by inserting in lieu thereof the word "rescission."

IV. Amend the printed bill, page 5, Section 2, line 7—page 4, Section 2, line 6 of the original bill—by inserting the word "subject" before the preposition "to" therein; and in said line 7, Section 2, page 5 of the printed bill—page 4, Section 2, line 6 of the original bill—strike the word "provision" therein and insert in lieu thereof the word "provisions".

LEGISLATIVE BILL NO. 190. Replaced on Select File with amendment.

Enrollment and Review amendment to L. B. No. 190:

Strike the word "AMENDED" in the Enacting clause and substitute therefor the word "ENACTED".

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed:

LEGISLATIVE BILL NO. 152.
LEGISLATIVE BILL NO. 175.
LEGISLATIVE BILL NO. 125.

MR. GANTZ EXCUSED

At 10:30 Mr. Gantz was excused for the rest of the morning session.

MOTION—To Place L. B. No. 158 at Head of General File

Mr. President: I move that Legislative Bill No. 158 be placed at head of General File.

J. N. NORTON.

The motion prevailed.

MOTION—To Reconsider Action on L. B. No. 161

Mr. President: I move that we reconsider our action on L. B. No. 161.

(Signed) GANTZ.

The motion lost with 19 ayes, 15 nays, 9 not voting.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 108. (With emergency clause)

A Bill for an Act to amend Section 17-441 (m), Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 34, Session Laws of Nebraska, 1935, relating to cities of the second class and villages; to provide that any competent person as well as freeholders shall be eligible to the appointment to the office of water commissioner therein; to provide for the compensation of said water commissioner; to repeal said original section, as amended; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Adams, E. A.
Adams, J., Jr,
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Von Seggern
Warner
Worthing

Voting in the negative, 0.

Not voting, 6:

Comstock
Dafoe
Johnson, W. R.
Regan
Tvrdik
Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 157.

A Bill for an Act to amend Sections 30-1103 and 30-1104, Compiled Statutes of Nebraska, 1929, relating to decedents' estates; to provide procedure for the sale of land for the payment of debts, expenses of administration and legacies; and to repeal said original sections.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Schultz
Slepicka
Strong
Thomas
Von Seggern
Warner
Worthing

Voting in the negative, 0.

Not voting, 8:

Ashmore
Cady
Dafoe
Johnson, W. R.
Pizer
Regan
Tvrdik
Wells

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 196.

Mr. President: I ask for unanimous consent to explain the discrepancies that exist in Legislative Bill No. 196.

DIERS.

Unanimous consent was granted.

Mr. President: I move that Legislative Bill No. 196 be laid over.

DUNN.

The motion prevailed.

LEGISLATIVE BILL NO. 196. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 221 (With emergency clause).

A Bill for an Act relating to aircraft and airmen; specifically to reappropriate for use of Nebraska Aeronautics Commission the unexpended balance of the Aviation Fund in the hands of the state Treasurer of Nebraska, estimated at $25,000.00 for the biennium ending June 30, 1939; to provide for the use of said fund by said commission; to define and limit the purpose and scope of the use of such fund by the said commission; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 0.

Not voting, 7:

Carlson
Comstock
Dafoe
Regan
Reynolds
Strong
Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 188. (With emergency clause)

A Bill for an Act to permit the personal representative of William Shavlik to file suit against the State of Nebraska in the District Court of Douglas County, Nebraska for the purpose of having a fair and impartial adjudication of the claim for wrongful death of said William Shavlik which was the result of an accident caused by the total failure of the brakes on a truck furnished by the State of Nebraska for the transportation of W. P. A. workers, among whom was said William Shavlik; to provide for the waiver of sovereignty on the part of the State of Nebraska for the prosecution of said suit; to provide for liability on the part of the State of Nebraska in the premises, if any; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 29:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Brodecky
Cady
Carsten
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Peterson, C. H.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Worthing

Voting in the negative, 9:

Armstrong
Carpenter
Diers
Howard
Norton
Nuernberger
Peterson, J. B.
Von Seggern
Warner

Not voting, 5:

Carlson
Comstock
Dafoe
Regan
Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 295. (With emergency clause)

A Bill for an Act to permit, authorize, empower and grant the right to Jean N. Burton and Laura Jones, of Omaha, Douglas County, Nebraska, to sue the State of Nebraska in the District Court of Douglas County, Nebraska, for the purpose of having a fair and impartial adjudication of their claims in tort for personal injuries and property damage sustained May 22, 1936, arising out of a collision in the intersection of Dodge Street and State Highway No. 31 in Douglas County, Nebraska, of a motor vehicle owned and being operated by, for and in behalf of the Department of Roads and Irrigation of the State of Nebraska, and one owned and operated by the said Jean N. Burton in which the said Laura Jones was riding, and in which collision, one, William Shavlik, was fatally injured; to provide for the waiver of the defense of sovereignty on the part of the State of Nebraska for the prosecution of said suit; to create liability and permit recovery of damages therefor against the State of Nebraska in the premises; to provide for the payment thereof; to direct the Attorney General of Nebraska to defend any action or actions brought by virtue hereof; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 29:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brandt
Brodecky
Cady
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Peterson, C. H
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Worthing

Voting in the negative, 9:

Armstrong
Carlson
Carpenter
Howard
Norton
Nuernberger
Peterson, J. B.
Von Seggern
Warner

Not voting, 5:

Brady
Dafoe
Miller
Regan
Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 206. (With emergency clause)

A Bill for an Act to repeal Sections 55-103 and 80-101, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J. Jr.
Armstrong
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 0.

Not voting, 7:

Ashmore
Brady
Dafoe
Miller
Regan
Thomas
Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 198.

A Bill for an Act to amend Section 46-609, Compiled Statutes of Nebraska, 1929, relating to irrigation; to provide rules and regulations governing and controlling diversions for direct irrigation; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Cady
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 0.

Not voting, 6:

Brady
Carlson
Comstock
Dafoe
Regan
Wells

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 273. (With emergency clause)

A Bill for an Act relating to irrigation; to provide the levy and collection of tolls and charges by irrigation districts; to provide that the delivery of water to lands be withheld until all delinquent tolls and charges are paid; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Comstock
Johnson, W. R.
McMahon
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 253:

(See Enrollment and Review amendments as found in this day's Journal)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 190:

(See Enrollment and Review amendments as found in this day's Journal)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 253. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 190. Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 10:30 A. M. Mr. Dafoe moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Worthing in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 158. Referred to Committee on Enrollment and Review for review.

(See Standing Committee amendments as found in the Legislative Journal for the Fiftieth Day and for the Fifty-third Day. These amendments were adopted in Committee of the Whole.)

Committee of the Whole amendments to L. B. No. 158:

Amend the mimeographed copy of amendments to the amended printed Legislative Bill No. 158, as follows:

Amend the mimeographed copy of amendments, page 2, line 24, by striking the words, "Provided, however, wherever any county has heretofore issued any county Highway Construction Bonds for the construction of any farm-to-market road connecting with any Federal or state highway, the Department of Roads and Irrigation shall, during the period ending June 30, 1939, use and expend the special fund so allocated to each of such counties to pay the interest on and retire any such bonds which are outstanding and unpaid on the date when this Act becomes a law."

(Signed) W. E. WORTHING, Chairman.

The report was adopted.

MOTION—To Suspend Rules and Refer L. B. No. 158.

Mr. President: I move that Rule XIII be suspended and that L. B. No. 158 be referred to the Committee on Enrollment and Review for re-engrossment.

CARL H. PETERSON.

The motion prevailed with 29 ayes, 6 nays, 8 not voting.

COMMITTEE OF THE WHOLE

At 11:10 A. M. Mr. Carsten moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Worthing in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 83.	Indefinitely postponed.
LEGISLATIVE BILL NO. 50.	Referred to Committee on Enrollment and Review for review.

(See Standing Committee amendments as found in the Legislative Journal for the Forty-fifth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 50:

Amend Sec. 2 by inserting therein the following:

"(d) Those using such vehicles for the purpose of hauling products for the use of the owner of such vehicle, or for the use of others where no charge is made for the use of such vehicle, or those using vehicles in exchange of work."

LEGISLATIVE BILL NO. 300. Report progress.

(Signed) W. E. WORTHING, Chairman.

The report was adopted.

MOTION—To Place L. B. 523 at Head of General File

Mr. President: I move that L. B. No. 523 be placed at head of General File.

J. N. NORTON.

MOTION—To Amend

Mr. President: I move that Mr. Norton's motion be amended as follows: that L. B. No. 523 be placed at head of General File and that L. B. No. 237 follow 523 thereon.

EDWIN SCHULTZ.

The motion, as amended, prevailed.

Former Senator Edward Gillette addressed the Legislature briefly.

MOTION—To Adjourn

At 12:20 P. M. on motion of Mr. Worthing the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FIFTY-FIFTH DAY

Legislative Chamber,

Lincoln, Nebraska, March 19, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Comstock, and except Regan who was excused.

The Legislative Journal for the Fifty-fourth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Wells, opposing any increase in gasoline taxes; Mr. Murphy, favoring L. B. No. 138; Mr. Von Seggern, opposing L. B. No. 177; Mr. Slepicka, Mr. Gantz, opposing any increase in liquor taxes.

COMMUNICATIONS

A telegram was read from the State Conference of the D A R in Nebraska opposing the Child Labor Amendment.

Mr. and Mrs. Srb expressed appreciation for the flowers sent to Mrs. Srb at the hospital.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. No. 516, Monday, March 22, 1937, 2:00 P. M. and Wednesday, March 24, 1937, 2:00 P. M.

Labor and Public Welfare

L. B. No. 136 (Child Labor Amendment) Monday, March 22, 1937, 7:30 P. M. Old Senate Chamber.

ANNOUNCEMENT—General Hearing

It is assumed that all proposed additional highways have been presented to the Public Highways and Bridges Committee by this time. Therefore on March 25, at 2:00 P. M., Room 355, a general road hearing will be held for the convenience of those groups who wish to appear before the committee and explain their particular need.

(Signed) FRANK S. WELLS, Chairman
Committee on Public Highways and Bridges.

STANDING COMMITTEE REPORTS

Commerce and Communications

LEGISLATIVE BILL NO. 177. Indefinitely postponed.

LEGISLATIVE BILL NO. 315. Placed on General File.

(Signed) WALTER R. JOHNSON, Chairman.

Banking and Insurance

LEGISLATIVE BILL NO. 352. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 352:

1. Amend the printed bill, page 1, Section 1 by striking that part of said section commencing with the word "Section" in line 1 down to and including the punctuation ":" in line 3 and by inserting in lieu thereof the following:

"Section 1. That Section 44-804, C. S. Supp., 1933, be amended to read as follows:

44-804.".

2. Amend the printed bill, page 1, lines 15, 16, 17 and 18 on page 1 and lines 19, 20 and 21 on page 2 by engrossing all references to dollars therein in lower case.

3. Amend the printed bill, page 1, Section 1, line 15 by striking the second word "One" therein and by inserting in lieu thereof the word "one"; and in line 18 on page 1 of said Section 1 strike the word "Four" and insert in lieu thereof the word "four".

4. Amend the printed bill, page 2, Section 1, lines 20, 21, 31 and 44 by striking the word "fourteen" in each of said lines respectively and by inserting in lieu thereof the word "ten".

5. Amend the printed bill, page 2, Section 1, line 39 by striking therefrom "; provided, such contract," therein and insert in lieu thereof the following:

": **Provided,** such".

6. Amend the printed bill, page 2, Section 2, line 1 by striking the first word "Section" therein and by inserting in lieu thereof "Sec."; and in said line 1 insert the punctuation "," after the figures and symbol "44-804" therein; and in said line 1 strike the figure "5" and insert in lieu thereof the figure "3".

7. Amend the printed bill, page 1, title, by striking all of said title after the figures and symbol "44-804" in line 2 therein and by inserting in lieu thereof the following:

", C. S. Supp., 1933, relating to insurance; to fix the amount payable under insurance policies issued upon the life of minors; to provide the requisite approval in writing for the execution of such contracts and upon the surrender or discharge of insurers thereon; and to repeal said original section.".

(Signed) LELAND R. HALL, Chairman.

Government

LEGISLATIVE BILL NO. 388. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 388:

1. Amend the printed bill, page 2, Section 1, line 4 by inserting before the word "Department" therein the following:

"Administrator for the".

2. Amend the printed bill, Sections 2 to 21 inclusive by striking the first word "Section" therein and by inserting in lieu thereof the following: "Sec.".

3. Amend the printed bill, page 2, Section 2 and all other sections therein so that, when engrossed, each of said sections will constitute a single paragraph or unit of subject matter.

4. Amend the printed bill, page 2, Section 2, line 9, page 2, Section 2, line 11, page 3, Section 6, line 4, page 4, Section 6, line 11 and page 4, Section 7, line 18 by striking "and/" wherever the same appears therein.

5. Amend the printed bill, page 2, Section 3, line 11 by striking "provided" therein and by inserting in lieu thereof the following: ": Provided,"; and on page 3, Section 5, line 7, strike "; provided," and insert in lieu thereof ": Provided,"; and on page 3, Section 6, line 5 strike "; provided" and insert in lieu thereof the following: ": Provided,"; and on page 5, Section 8, lines 9 and 10 strike "; provided," and insert in lieu thereof ": Provided,".

6. Amend the printed bill, page 3, Section 5, line 5 by inserting after the conjunction "and" and before the word "shall" the word "who".

7. Amend the printed bill, page 5, Section 9, lines 2, 6, 7 and 10 respectively by engrossing the words "State" and "Treasury" in lower case wherever the same appear in each of said lines respectively.

8. Amend the printed bill, page 5, Section 9, line 5 by inserting after the word "shall" and before the word "be" therein the following:

", if and when specifically appropriated by the Legislature during any biennium for that purpose,".

9. Amend the printed bill, page 6, Section 12, line 1 by striking the word "administrator" and by inserting in lieu thereof the word "Administrator"; and in line 23 on page 7 of said Section 12 strike the word "state" and insert in lieu thereof the word "State".

10. Amend the printed bill, page 8, Section 14, line 4 by striking therefrom "(20)".

11. Amend the printed bill, page 9, Section 15, lines 8 and 14 by striking the words "District Court" wherever the same appear therein and by inserting in lieu thereof the words "district court"; and in said line 14 strike the punctuation "." therein and insert in lieu thereof the punctuation ":".

12. Amend the printed bill, page 9, Section 17 by striking that part of said section commencing with the figures "1935" in line 1 therein down to and including the word "Section" in line 3 therein and by inserting in lieu thereof the following:

"C. S. Supp., 1933, be amended to read as follows:".

13. Amend the printed bill, page 11, Section 17, line 73 by striking therefrom "Compiled Statutes of Nebraska, 1929," and by inserting in lieu thereof the following:

"C. S. Supp., 1933,".

14. Amend the printed bill, page 13, Section 18 by striking that part of said section commencing with the preposition "of" in line 1 therein down to and including the word and punctuation "repealed." in line 2 therein and by inserting in lieu thereof the following:

", C. S. Supp., 1933, is hereby repealed."; and also in line 1 of said section insert the word "said" after the word "That" and before the word "original".

15. Amend the printed bill, page 13, Section 19, line 5 by striking therefrom "(6)".

16. Amend the printed bill, page 1, title, line 2 by inserting after the word "ACT" therein the following:

"relating to motor vehicles;".

17. Amend the printed bill, page 1, title, lines 5, 11, 15 and 16 by striking the word "administrator" and by inserting in lieu thereof the word "Administrator" wherever it appears respectively.

18. Amend the printed bill, page 1, title line 9 by inserting after the preposition "of" therein the word "this"; and in said line 9 insert after the word "collected" therein the following:

", if and when specifically appropriated by the Legislature for that purpose".

19. Amend the printed bill, page 1, title, line 9 by striking the word "treasurer" therein and by inserting in lieu thereof the word "Treasurer"; and in line 14 of said title insert the punctuation ";" after the word "records" therein.

20. Amend the printed bill, page 1, title, by striking that part of said title beginning with the word "amending" in line 16 therein down to and including the word and punctuation "violation." in line 20 therein and by inserting in lieu thereof the following: "to amend Section 60-319, C. S. Supp., 1933; to repeal said original section; and to prescribe penalties for the violation thereof.".

(Signed) P. L. CADY, Chairman.

Revenue

LEGISLATIVE BILL NO. 25. Placed on General File.

(Signed) W. F. HAYCOCK, Chairman.

Agriculture

LEGISLATIVE BILL NO. 235. Indefinitely postponed.
LEGISLATIVE BILL NO. 116. Indefinitely postponed.
LEGISLATIVE BILL NO. 476. Indefinitely postponed.

(Signed) E. M. NEUBAUER, Chairman.

Labor and Public Welfare

LEGISLATIVE BILL NO. 94. Indefinitely postponed.
LEGISLATIVE BILL NO. 150. Indefinitely postponed.
LEGISLATIVE BILL NO. 154. Indefinitely postponed.
LEGISLATIVE BILL NO. 195. Indefinitely postponed.

(Signed) LESTER L. DUNN, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 227. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 227:

I. Amend the printed bill, page 1, Section 1, line 1 by striking the preposition "for" therein and by inserting in lieu thereof the punctuation ",".

II. Amend the printed bill, page 1, Section 1, line 4 by striking the word "Insurance" therein and by inserting in lieu thereof the word "insurance".

III. Amend the printed bill, page 1, Section 1, line 8 by striking the second punctuation "," therein.

IV. Amend the printed bill, page 1, Section 1, line 13 by inserting the punctuation "," after the word "state" and before the article "a" therein.

V. Amend the printed bill, page 2, Section 1, line 20 by inserting the punctuation "," after the first word "state" therein.

VI. Amend the printed bill, page 2, Section 1, line 26 by striking the word "nonforfeiture" therein and by inserting in lieu thereof the hyphenated word "non-forfeiture".

VII .Amend the printed bill, page 2, Section 1, lines 41, 46 and 49 by striking the words **"director of"** wherever the same appear in said lines and by inserting in lieu thereof the following: **"Director of Insurance for"**.

VIII. Amend the printed bill, page 3, Section 1, line 67 by inserting the word "such" after the word "by" and before the word "other" therein.

IX. Amend the printed bill, page 3, Section 2, line 1 by striking the first word "Section" therein and by inserting in lieu thereof: "Sec."; and in line 2 of said Section 2 strike the preposition "for" therein and insert in lieu thereof the punctuation ",".

X. Amend the printed bill, page 1, title by striking all of said title after the word "ACT" in line 2 of said title and by inserting in lieu thereof the following:

"to amend Section 44-217, Compiled Statutes of Nebraska, 1929, relating to insurance; to empower the Director of Insurance for the Department of Insurance to cancel or refuse authority to every insurance company domiciled in a foreign state or country, to do business in the State of Nebraska, if said state or country shall have declined a permit to do business to any duly organized Nebraska insurance company; and to repeal said original section.".

XI. Amend the printed bill, page 1, caption "Introduced by" by striking all of said caption after the first punctuation "," therein and by inserting in lieu thereof the following:

"of Custer and Wm. E. Worthing of Douglas".

LEGISLATIVE BILL NO. 15. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 15:

I. Amend the printed bill, page 1, title, line 6,—line 9 of the title of the original bill,—by inserting after the word "prisoners" therein the following:

"or village prisoners, as the case may be,";

and in line 7 of the title of the printed bill,—line 11 of the title of the original bill,—insert after the word "cities" therein the words "or villages".

II. Amend the printed bill, page 1, title, line 7,—page 1, title, line 11 of the original bill,—by striking therefrom the conjunction "and"; and in line 8 of the title of the printed bill,—line 12 of the title of the original bill,—strike the word "section" therein and insert in lieu thereof the following:

"sections; and to declare an emergency".

III. Amend the printed bill, page 1, Section 2, line 2,—page 2, Section 2, line 2 of the original bill, by striking the word "is" therein and by inserting in lieu thereof the word "are".

LEGISLATIVE BILL NO. 158. Correctly re-engrossed.
LEGISLATIVE BILL NO. 253. Correctly engrossed.
LEGISLATIVE BILL NO. 68. Correctly enrolled.
LEGISLATIVE BILL NO. 27. Correctly enrolled.
LEGISLATIVE BILL NO. 115. Correctly enrolled.
LEGISLATIVE BILL NO. 73. Correctly enrolled.
LEGISLATIVE BILL NO. 123. Correctly enrolled.
LEGISLATIVE BILL NO. 1. Correctly enrolled.
LEGISLATIVE BILL NO. 139. Correctly enrolled.
LEGISLATIVE BILL NO. 338. Correctly enrolled.
LEGISLATIVE BILL NO. 107. Correctly enrolled.
LEGISLATIVE BILL NO. 167. Correctly enrolled.
LEGISLATIVE BILL NO. 179. Correctly enrolled.
LEGISLATIVE BILL NO. 133. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

March 19, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 8:50 A. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 152.
LEGISLATIVE BILL NO. 175.
LEGISLATIVE BILL NO. 125.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Roy W. Johnson Excused

At 10:30 A. M. Roy W. Johnson was excused for the rest of the day.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed:

LEGISLATIVE BILL NO. 68.
LEGISLATIVE BILL NO. 27.
LEGISLATIVE BILL NO. 115.
LEGISLATIVE BILL NO. 73.
LEGISLATIVE BILL NO. 123.
LEGISLATIVE BILL NO. 1.
LEGISLATIVE BILL NO. 139.
LEGISLATIVE BILL NO. 338.
LEGISLATIVE BILL NO. 107.
LEGISLATIVE BILL NO. 167.
LEGISLATIVE BILL NO. 179.
LEGISLATIVE BILL NO. 133.

PRESENTED TO GOVERNOR

March 19, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 10:40 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 1.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Send Telegram to Governor of Texas

Mr. President: I move that the Clerk of this Legislature be instructed forthwith to wire concerning New London, Texas, disaster to Governor James V. Allred, Austin, Texas, as follows:

"Lincoln, Nebraska,

March 19, 1937

Governor James V. Allred,

Austin, Texas.

NEBRASKA STATE LEGISLATURE NOW IN FIFTY-SECOND REGULAR SESSION IN BEHALF OF ALL NEBRASKA CITIZENS EXPRESSES DEEPEST SYMPATHY BECAUSE OF NEW LONDON EXPLOSION DISASTER AND HEREBY EXTENDS ITS GOOD OFFICES IN ANY MANNER YOU MAY SUGGEST TO ALLEVIATE SUFFERING IN NEW LONDON COMMUNITY

NEBRASKA STATE LEGISLATURE

By WALTER H. JURGENSEN
President.

(Signed) HARRY E. GANTZ

LESTER DUNN

The motion prevailed.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 196. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 176. (With emergency clause)

A Bill for an Act to amend Section 88-323, C. S. Supp., 1933, as amended by Section 2, Chapter 189, Session Laws of Nebraska, 1935; to amend Section 88-324, C. S. Supp., 1933, as amended by Section 3, Chapter 189, Session Laws of Nebraska, 1935; and to amend Sections 88-330 and 88-331, C. S. Supp., 1933, relating to warehousing grain on farms; to provide that the fees arising under this Act shall be perpetually dedicated during any biennium, if and when specifically appropriated by the Legislature, for the proper enforcement thereof; to prescribe the form of seal to be used in connection with the administration thereof; to provide penalties for the violation thereof; to repeal said original sections as amended; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, E. A.
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 7:

Adams, J., Jr.
Armstrong
Ashmore
Cady
Comstock
McMahon
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 404.

A Bill for an Act to amend Section 31-515, Compiled Statutes of Nebraska, 1929, relating to drainage; to provide procedure incident to the acquisition of land used or useful for construction of settling basins for such districts; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams, E. A.
Dafoe
Johnson, W. R.
Reynolds

Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 1:

Peterson, J. B.

Not voting, 6:

Adams, J., Jr.
Cady
Comstock
McMahon
Regan
Worthing

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

COMMITTEE OF THE WHOLE

At 9:40 A. M. Mr. Norton moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Carl H. Peterson in the Chair.

After some time spent therein the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 523. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments in the Legislative Journal for the Forty-sixth Day. These amendments were adopted in Committee of the Whole.)

Committee of the Whole amendments to L. B. No. 523:

1. Amend the printed bill, page 2, Section 1, line 49 by inserting after the word and punctuation "Act." therein the following:

"The net proceeds of all revenue arising hereunder, for the biennium ending June 30, 1939, if and when specifically appropriated by the Legislature, shall be credited to and shall inure to the State

Assistance Fund, referred to in Section 4, Legislative Bill No. 158, Fifty-second Session, Nebraska State Legislature.".

2. Amend the printed bill, page 1, title, line 5 by inserting after the word and punctuation "liquors;" and before the preposition "to" therein the following:

"to direct the uses and purposes to which the net proceeds arising hereunder shall be put, for the biennium ending June 30, 1939, if and when specifically appropriated by the Legislature;".

LEGISLATIVE BILL NO. 237.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 300.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 301.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 537.	Referred to Committee on Enrollment and review for review with amendments.

(See Standing Committee amendments in the Legislative Journal for the Forty-fifth Day. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 202.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 194.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 194:

1. Amend the printed bill, page 2, Section 1, lines 15 and 16 by striking therefrom the following:

"In general, for the inspection of nurseries" and by inserting in lieu thereof the following:

"Nurseries"

2. Amend the printed bill, page 2, Section 1, lines 19 and 20 by striking therefrom the following:

", the **minimum** certificate fee shall be FIVE DOLLARS **one dollar,** for" and by inserting in lieu thereof the following:

"shall not be construed to come within the application of this Act. For the inspection of"

3. Amend the printed bill, page 1, title, line 3 by inserting after the word "stock" therein the following:

"of nurseries containing one acre or more".

4. Amend the printed bill, page 2, Section 1, line 17 by striking therefrom the words **"for the inspection of"**.

LEGISLATIVE BILL NO. 266.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 38.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments in the Legislative Journal for the Forty-sixth Day. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 520.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 169.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 67.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 320.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 321.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 321:

Amend Section 2, line 29 of the printed bill by inserting after the word "fund" in said line the following: "Provided, that in the exchange of prison made goods with other states, the goods received in such exchange, shall be restricted to such use and needs as may be required in the various institutions under the jurisdiction of the Board of Control."

(Signed) CARL H. PETERSON, Chairman.

The report was adopted.

Mr. B. W. Kearney, National Commander of the Veterans of Foreign Wars, addressed the Legislature briefly, and W. J. Brennan, State Commander, and other officers were introduced.

MOTION—To Adjourn

At 12:15 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FIFTY-SIXTH DAY

Legislative Chamber,
Lincoln, Nebraska, March 22, 1937.

The Legislature met pusuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the legislature in prayer.

The roll was called and all members were present except Dafoe and Regan who were excused.

The Journal for the Fifty-fifth day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Ashmore, Mr. Brady, Mr. Schultz, Mr. Reynolds, Mr. Gantz, Mr. Nuernberger, Mr. Hall, Mr. Worthing, Mr. Neubauer, Mr. Diers, Mr. Von Seggern, Roy W. Johnson, Mr. Pizer, Mr. Strong, Mr. Haycock, Mr. Brandt, Mr. Carsten, Mr. Carpenter, Mr. Wells, Ernest A. Adams, Mr. Knickrehm, Mr. Slepicka, Carl H. Peterson, opposing any increase in the gallonage tax on alcoholic liquor; Carl H. Peterson, opposing L. B. No. 97; Mr. Worthing, Mr. Tvrdik, Mr. Slepicka, Mr. Brodecky, Mr. Jurgensen, Mr. Ashmore, opposing the Child Labor Amendment; Mr. Slepicka, favoring L. B. No. 469; Mr. Carlson, favoring L. B. No. 138; Mr. Carpenter, favoring L. B. No. 25.

COMMUNICATIONS

A letter was read from G. Koch of Omaha, and a letter from Catherine Cox of New York City.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. No. 423, Continued to Tuesday, March 23, 1937, 2:00 P. M.
L. B. No. 343, Thursday, April 1, 1937, 2:00 P. M.

Judiciary

L. B. No. 418, Monday, March 29, 1937, 2:00 P. M.
L. B. No. 419, Monday, March 29, 1937, 2:00 P. M.
L. B. No. 346, Monday, March 29, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL NO. 36.	Indefinitely postponed.
LEGISLATIVE BILL NO. 42.	Indefinitely postponed.
LEGISLATIVE BILL NO. 203.	Indefinitely postponed.
LEGISLATIVE BILL NO. 263.	Placed on General File.
LEGISLATIVE BILL NO. 267.	Placed on General File.
LEGISLATIVE BILL NO. 268.	Placed on General File.
LEGISLATIVE BILL NO. 269.	Placed on General File.
LEGISLATIVE BILL NO. 454.	Indefinitely postponed.
LEGISLATIVE BILL NO. 498.	Placed on General File with amendments.

Standing Committee amendments to L. B. No. 498:

Section 1, Line 52, strike the word "and", the same being the first "and" in said line 52, and insert in lieu thereof ","; and strike ";" in said line after the word "Commerce" and insert in lieu thereof the following: ", and Nebraska State Chapter of the P.E.O. Sisterhood;".

(Signed) CHARLES A. DAFOE, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 71. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 71:

1. Strike all amendments to the original and printed bill.

2. Strike all of Section 1 of the original and printed bill after the words, "Section 1.", and insert in lieu thereof the following: "That Section 17-401, C. S. Supp., 1933, as amended by Section 8,

Chapter 10, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

17-401. Cities of the second class and villages governed by this chapter shall be bodies corporate and politic, and may sue and be sued; contract or be contracted with; acquire, hold and convey property, real or personal; have a common seal which they may change and alter at pleasure; and such other powers as may be conferred by law. The power of any city of the second class or village to convey any real estate owned by it shall be exercised by ordinance directing the conveyance of such real estate and the manner and terms thereof."

3. Strike all of Section 2 of the original and printed bill after the words, "Sec. 2.". and insert in lieu thereof, "That said original Section 17-401, C. S. Supp., 1933, as amended by Section 8, Chapter 10, Session Laws of Nebraska, 1935, Special, is hereby repealed."

4. Amend the title to the original and printed bill as follows: Strike said title and insert in lieu thereof, "A BILL FOR AN ACT to amend Section 17-401, C. S. Supp., 1935, as amended by Section 8, Chapter 10, Session Laws of Nebraska, 1935, Special, relating to cities of the second class and villages; to authorize conveyances of real estate owned by such cities and villages by ordinance; and to repeal said original section, as amended."

LEGISLATIVE BILL NO. 111. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 111:

1. Strike all amendments to the original and printed bill.

2. Strike all of Section 1 of the original and printed bill after the words, "Section 1.", and insert in lieu thereof the following:

"That Section 16-202, Compiled Statutes of Nebraska, 1929, as amended by Section 7, Chapter 10, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

16-202. The power to convey any real estate owned by the city shall be exercised by ordinance directing the conveyance of such real estate and the manner and terms thereof."

3. Strike all of Section 2 of the original and printed bill after the words, "Sec. 2.", and insert in lieu theerof ,"That said original Section 16-202, Compiled Statutes of Nebraska, 1929, as amended by Section 7, Chapter 10, Session Laws of Nebraska, 1935, Special, is hereby repealed."

4. Amend the title to the original and printed bill by striking all of said title and inserting in lieu thereof the following: "A BILL FOR AN ACT to amend Section 16-202, Compiled Statutes of Nebraska, 1929, as amended by Section 7, Chapter 10, Session Laws of Nebraska, 1935, Special, relating to municipal corporations; to authorize the conveyance of real estate, owned by cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, by ordinance; and to repeal said original section, as amended."

LEGISLATIVE BILL NO. 163. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 163:

Strike all of section 1, following the words "Section 1." and insert in lieu thereof the following:

"Any corporation organized and existing under and by virtue of the laws of the State of Nebraska if created not for private gain or profit and under legal restrictions which preclude it from being organized for private gain or profit, and if organized and existing for the purpose of promoting and advancing the interests of agriculture and farm husbandry in the State of Nebraska, having outstanding any bonds or debentures matured or about to mature may refund such bond indebtedness or debentures in an amount not exceeding the existing unpaid principal and interest due on such bonds or debentures, by issuing new bonds or new debentures in exchange for bonds or debentures maturing or about to mature, or to be sold for the purpose of securing funds to redeem principal and interest of the bonds or debentures maturing or about to mature. Such new bonds or debentures shall not be issued in excess of the amount required to refund the existing indebtedness, shall not be sold or exchanged at less than par and shall not draw interest at a rate in excess of 3% per annum, which interest may be made payable annually or semi-annually. No authority is hereby granted nor shall this act be construed to grant authority to any such corporation to increase its indebtedness, the sole object and purpose of this act being to authorize refunding of existing indebtedness."

Amend the title by striking all after the first clause thereof and inserting "to authorize non-profit corporations organized for the purpose of promoting the interests of agriculture and farm husbandry to refund their indebtedness; and to declare an emergency".

LEGISLATIVE BILL NO. 86. Placed on Select File with opinion of Legislative Counsel.

Opinion of Legislative Counsel on L. B. No. 86:

Pursuant to your request I have examined Legislative Bill No. 86 as amended by the Committee on Agriculture.

The power of the Legislature to prohibit amusements hurtful to a community has long been recognized, and the legislature has authority to regulate such amusements. This power to regulate extends, however, only to measures which tend in some degree to promote, protect or preserve the public health, comfort, morals or safety or the general welfare, or to prevent offenses. Hence the pohibition of an amusement which has no tendency to effect, injure or endanger the public health, morals or safety is ordinarily an invalid exercise of legislative power. The bill in question is designed in a sense to regulate competition between circuses and carnivals and state or county fair associations. County fair associations in Nebraska have been held to be private corporations and recently the Nebraska State Board of Agriculture has been held to be a private corporation.

I cannot see, after examining the authorities laying down the general rule hereinabove set forth, wherein this bill, making it unlawful for any person or persons, firm or corporation to conduct any circus or carnival within a certain radius of any city in which certain private corporations operate a state or county fair would tend to promote, protect or preserve the public health, comfort, morals or safety or general welfare or prevent offenses, and I am, therefore, of opinion that this act if passed, if contested in the courts, would be held to be invalid.

(Signed) ROBERT VAN PELT.

LEGISLATIVE BILL NO. 97. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 97:

I. Amend the Standing Committee amendments, page 1, Section 1, by striking that part of said section commencing with the preposition "of" in line 1 therein down to and including the word and punctuation "Supplement)" and by inserting in lieu thereof the following:

", Chapter 130, Session Laws of Nebraska, 1935,". Line 12, strike the words "and part of".

II. Amend the Standing Committee amendments page 2, Section 4, by striking that part of said section commencing with the words "A permit" in line 7 therein, down to and including the word and punctuation "transportation." in line 9 therein and by inserting in lieu thereof the following:

"For each vehicle the applicant desires to operate in such transportation, he shall make, or cause to be made an application for a permit."

III. Amend the Standing Committee amendments, page 2, Section 4, line 13 by striking the punctuation "," therein and by inserting in lieu thereof the punctuation ";".

IV. Amend the Standing Committee amendments, pages 4 and 5 by striking all of Section 8 thereon, and insert in lieu thereof the following:

"Sec. 8. The Department shall issue a Transport Permit to the owner of every vehicle who applies and qualifies therefor under the provisions of this Act, for the transportation of motor vehicle fuels and such petroleum products as are subject to the state inspection fees according to the laws of this state, kerosene, distillate or other petroleum products of a highly inflammable character. Such permit shall be in certificate form, and bear the signature of the Director of the Department. Each permit shall bear a distinctive number, shall set forth a description of and identify the vehicle for which issued, shall bear the signature of the party to which it is issued and shall be carried at all times in the cab or driver's compartment of the vehicle described in the permit. The number of said permit, together with the words "Nebraska Transport Permit No........." shall be shown in letters not less than four inches high on each side of said vehicle. Permits shall expire with the calendar year in which issued. Permits shall not be transferable either as to persons or vehicles.".

V. Amend the Standing Committee amendments, page 7, Section 11, line 9 by inserting after the word "following" therein the following:

": Provided, in case of a breakdown on the highway, the movement of the disabled vehicle to the next point where repairs can be made shall not be a violation of this section".

VI. Amend the Standing Committee amendments, page 8, Section 12, line 13 by inserting at the end of said section the following:

"In case of a breakdown, the driver of the disabled vehicle shall be exempted from the provisions of this section for such period as may be reasonably necessary to move such disabled vehicle to the next point where repairs can be made."

VII. Amend the Standing Committee amendments, page 7, Section 11, line 8 by inserting after the figure "6" therein the following:

"o'clock".

VIII. Amend the Standing Committee amendments, page 8, Section 15, by striking that part of said section commencing with the preposition "of" in line 1 therein down to and including the word and punctuation "follows:" in line 3 of said section and by inserting in lieu thereof the following:

", Chapter 130, Session Laws of Nebraska, 1935, be amended to read as follows:".

IX. Amend the Standing Committee amendments, pages 8 and 9, Section 16 by striking that part of said section commencing with the first preposition "of" in line 1 of said section down to and including the word and punctuation "follows:" in line 4 of said section on page 9, and by inserting in lieu thereof the following:

", Chapter 130, Session Laws of Nebraska, 1935, be amended to read as follows:".

X. Amend the Standing Committee amendments, page 9, Section 16 by striking that part of said section commencing with the word "Chapter" in line 7 therein, down to and including the figures "1935" in line 8 therein and by inserting in lieu thereof the following:

"any section of Chapter 130, Session Laws of Nebraska, 1935".

XI. Amend the Standing Committee amendments, page 9, Seccing 16, by striking that part of said section commencing with the word "Chapter" in line 10 therein, down to and including the figures "1935" in line 11 therein and by inserting in lieu thereof the following:

"Chapter 130, Session Laws of Nebraska, 1935".

XII. Amend the Standing Committee amendments, page 9, Section 16, line 28 by striking therefrom the first article "the" therein.

XIII. Amend the Standing Committee amendments, page 9, Section 17, line 2 by striking therefrom the word "of", the words "of the" and the word "for" therein and by inserting the punctuation "," in lieu of the word or words stricken respectively in each instance; and also in said line 2 of Section 17 insert the punctuation "," after the figures "1935"; and also in line 1 of said Section 17 strike the figure and punctuation "2," and the figures and punctuation "3," and "6," therein.

XIV. Amend the Standing Committee amendments, page 10, title, line 17 by inserting after the second article "the" and before the word "Department" the words "director of the".

XV. Amend the Standing Committee amendments, pages 10 and 11, title, by striking all of said title after the word and punctuation "thereof;" in line 24 therein and insert in lieu thereof the following:

"to amend Sections 1, 8 and 11, Session Laws of Nebraska, 1935; to repeal said original sections; and to fix the time for taking effect of this Act."

XVI. Strike Committee of the Whole amendments to Standing Committee amendments to Section 6 except the amendment relating to the amount of indemnity, and amend Standing Committee amendments, page 3, by adding at the end of said Section 6 a new sentence as follows:

"The provisions of this Act shall not be applicable to holders of certificates or permits issued by the Interstate Commerce Commission as common or contract carriers, in their operation in interstate commerce, under the Motor Carrier Act of 1935, who may be governed by regulations of said Commission, where and to the extent that such regulations are exclusive of and supersede the requirements of this Act.".

LEGISLATIVE BILL NO. 14. Replaced on Select File with amendment.

Enrollment and Review amendment to L. B. No. 14:

1. Amend the printed bill, page 10, Section 16, lines 8 and 9, page 8, Section 16, line 8 of the original bill by striking therefrom the word "completed" and by inserting in lieu thereof the word "complete".

LEGISLATIVE BILL NO. 129. Correctly re-engrossed.
LEGISLATIVE BILL NO. 190. Correctly engrossed.
LEGISLATIVE BILL NO. 55. Correctly engrossed.
LEGISLATIVE BILL NO. 52. Correctly engrossed.
LEGISLATIVE BILL NO. 53. Correctly engrossed.
LEGISLATIVE BILL NO. 146. Correctly enrolled.
LEGISLATIVE BILL NO. 143. Correctly enrolled.
LEGISLATIVE BILL NO. 108. Correctly enrolled.
LEGISLATIVE BILL NO. 157. Correctly enrolled.
LEGISLATIVE BILL NO. 221. Correctly enrolled.
LEGISLATIVE BILL NO. 188. Correctly enrolled.
LEGISLATIVE BILL NO. 295. Correctly enrolled.
LEGISLATIVE BILL NO. 206. Correctly enrolled.

LEGISLATIVE BILL NO. 198.	Correctly enrolled.
LEGISLATIVE BILL NO. 273.	Correctly enrolled.
LEGISLATIVE BILL NO. 176.	Correctly enrolled.
LEGISLATIVE BILL NO. 404.	Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

March 20, 1937.

Mr. President: Your committee on Enrollment and Review respectfully reports that we have this day, at 11:10 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 68.
LEGISLATIVE BILL. NO. 27.
LEGISLATIVE BILL NO. 115.
LEGISLATIVE BILL NO. 73.
LEGISLATIVE BILL NO. 123.
LEGISLATIVE BILL NO. 139.
LEGISLATIVE BILL NO. 338.
LEGISLATIVE BILL NO. 107.
LEGISLATIVE BILL NO. 167.
LEGISLATIVE BILL NO. 179.
LEGISLATIVE BILL NO. 133.

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

March 19th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 1
Legislative Bill No. 77

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

APPROVED BY GOVERNOR

March 20th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your Honorable Body that he has this day approved the following acts, viz:

Legislative Bill No. 58
Legislative Bill No. 117
Legislative Bill No. 124
Legislative Bill No. 175
Legislative Bill No. 220

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed:

LEGISLATIVE BILL NO. 146.
LEGISLATIVE BILL NO. 143.
LEGISLATIVE BILL NO. 108.
LEGISLATIVE BILL NO. 157.
LEGISLATIVE BILL NO. 221.
LEGISLATIVE BILL NO. 188.
LEGISLATIVE BILL NO. 295.
LEGISLATIVE BILL NO. 206.
LEGISLATIVE BILL NO. 198.
LEGISLATIVE BILL NO. 273.
LEGISLATIVE BILL NO. 176.
LEGISLATIVE BILL NO. 404.

BILLS ON THIRD READING

MOTION—To Recommit Legislative Bill No. 196 to General File

Mr. President: I move that Legislative Bill No. 196, now on Third Reading File, be recommitted to General File with the following specific amendments.

(Note: Capital letters indicate stricken matter, blackface type indicates new matter)

Specific amendments to L. B. No. 196:

1. Amend the printed bill, Final Form on Third Reading, page 1, by inserting immediately after the enacting clause a new section as follows:

"Section 1. That Section 20-406, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

20-406. An action against a railroad company, or an owner of a line of mail stages or other coaches, a bus OR TRUCKING company, for an injury to person or property upon the road or line, or upon a liability as a carrier, may be brought in any county through or into which the road or line passes. Provided that service of summons upon bus companies OR TRUCKING COMPANIES may be made as upon other persons, or by leaving a copy of the summons by the proper officer with any ticket agent, chauffeur or driver of said BUS COMPANY **bus company** OR TRUCKING COMPANY, or left at the usual place of doing business of said COMPANY **company** within said COUNTY **county.**"

2. Renumber Sections 1 and 2 of the printed bill so that the same will read "Sec. 2" and "Sec. 3" respectively.

3. Amend the printed bill, Final Form on Third Reading, Section 2, line 1 by striking the word "Section" after the word "original" therein and by inserting in lieu thereof the following:

"Sections 20-406 and";

and in line 2 of said Section 2 strike "is" and insert "are".

4. Amend the printed bill, Final Form on Third Reading, title, line 2 by striking the word "Section" and by inserting in lieu thereof the following:

"Sections 20-406 and";

and in line 4 of said title strike the word "section" therein and insert in lieu thereof the word "sections".

(Signed) LESTER L. DUNN.

The motion prevailed with 27 ayes, 2 nays, 14 not voting.

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 205. (With emergency clause)

A Bill for an Act relating to agriculture; to regulate the sale and disposition of hybrid seed corn; to amend Section 81-1801, Compiled Statutes of Nebraska, 1929; to define hybrid seed corn as an agricultural seed and as such to require that it shall be subject to approval as to tags and labels by the Director of the Department of Agriculture and Inspection; to repeal said original section; to provide penalties for the violation thereof; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 3:

Carlson
Dafoe
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Reconsider Action on Legislative Bill No. 205

Mr. President: I move to reconsider the action taken on Legislative Bill No. 205 on Third Reading File.

(Signed) ARMSTRONG.

The motion prevailed with 37 ayes, no nays, 6 not voting.

MOTION—To Refer Legislative Bill No. 205 to General File for Amendment

Mr. President: I move to refer Legislative Bill No. 205 to General File for the following specific amendment:

Strike the word "seed" in line 10 of Sec. 4 of the printed form on third reading.

(Signed) ARMSTRONG.

The motion prevailed.

LEGISLATIVE BILL NO. 95. (With emergency clause)

A Bill for an Act to authorize and empower the governing body of incorporated cities and villages to create boards of public docks; providing for and defining the duties and powers of such boards; to provide for the organization, operation and management thereof; to provide for the acquiring, construction, and improvement of harbors, water fronts, wharves, docks and terminal facilities and acquiring property therefor; to provide for the financing, operating and management thereof; to repeal any and all acts, parts of acts in conflict therewith; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Haycock
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 3:

Adams, J., Jr.
Dafoe
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 211. (With emergency clause)

A Bill for an Act relating to irrigation; to confirm and validate the organization of irrigation districts; and to repeal Section 46-115, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, J. B.
Peterson, C. H.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 6:

Adams, J., Jr.
Carlson
Comstock
Dafoe
Diers
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 14.

(See Enrollment and Review amendment as found in this day's Journal)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 227.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fifty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—That L. B. No. 227 be Laid Over

Mr. President: I move that L. B. No. 227 be laid over and that it retain its place on the file.

ARMSTRONG.

The motion prevailed.

LEGISLATIVE BILL NO. 15.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fifty-fifth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 14.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 15.	Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 10:15 A. M. Mr. Tvrdik moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Carsten **in the Chair.**

After some time spent therein the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 196. Referred to Committee on Enrollment and Review for re-engrossment, with amendments.

(See Specific amendments as found in this day's Journal. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 205. Referred to Committee on Enrollment and Review for re-engrossment, with amendments.

(See Specific amendments as found in this day's Journal. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 300.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 301.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 169.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 67.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 327.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 329.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 323.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 325.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 254.	Indefinitely postponed.
LEGISLATIVE BILL NO 290.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 168.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 435.	Referred to Committee on Enrollment and Review for review, with amendments.

Committee of the Whole amendment to L. B. No. 435:

"Sec. 13. Whereas an emergency exists, this Act shall be in full force from and after its passage and approval according to law."

Also add emergency clause to the title.

LEGISLATIVE BILL NO. 469. Indefinitely postponed.

MOTION—To Adopt Report

Mr. President: I move that the report of the Committee of the Whole be adopted.

FRED L. CARSTEN, Chairman.

SUBSTITUTE MOTION—Not to Concur

Mr. President: I move the report of the Committee of the Whole insofar as it concerns L. B. No. 469 be not concurred in and that the bill be referred to the Committee on Enrollment and Review for review.

(Signed) WALTER R. JOHNSON.

The substitute motion was lost with 7 ayes, 18 nays, 18 not voting.

The original motion prevailed.

The report was adopted.

MOTION—To Reconsider Action on L. B. No. 83

Mr. President: I move to reconsider the action of the Legislature indefinitely postponing L. B. No. 83 on the fifty-fourth legislative day.

(Signed) ALOIS SLEPICKA.

The motion prevailed with 22 ayes, 11 nays, 15 not voting.

Mr. W. E. Buckendorf, former Representative, addressed the Legislature briefly.

MOTION—To Adjourn

At 12:20 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

FIFTY-SEVENTH DAY

Legislative Chamber,

Lincoln, Nebraska, March 23, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Fifty-sixth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Brodecky, Mr. Thomas, Mr. Wells, Mr. Carsten, Mr. Carpenter, Mr. Worthing, Mr. Norton, Mr. Gantz, Mr. Slepicka, Mr. Reynolds, Mr. Frost,Mr. Brandt, Mr. Tvrdik, Mr. Haycock, opposing any increase in the gallonage tax on alcoholic liquor; Mr. Tvrdik, opposing L. B. No. 314; Mr. Cady, favoring a higher tax on gasoline.

NOTICE OF COMMITTEE HEARINGS

Labor and Public Welfare

L. B. No. 533, Friday, April 9, 1937, 2:00 P. M.

Judiciary

L. B. No. 409, Monday, March 29, 1937, 2:00 P. M.
L. B. No. 460, Monday, March 29, 1937, 2:00 P. M.
L. B. No. 555, Monday, March 29, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL NO. 478. Placed on General File.

(Signed) CHARLES A. DAFOE, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 50. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 50:

I. Amend the printed bill, page 1, title, line 4—page 1, title, line 6 of the original bill—by inserting after the article "the" and before the word "Department" therein the words "Director of the".

II. Amend the Standing Committee amendments, page 1, paragraph 2, line 4 by inserting the punctuation "," after the word "brand" therein.

III. Amend the printed bill, page 3, Section 7, line 6—page 3, Section 7, line 7 of the original bill—by inserting after the article "the" and before the word "Department" therein the words "Director of the".

IV. Amend the printed bill, page 3, Section 8, line 7—page 4, Section 8, line 8 of the original bill—by striking the conjunction "and" therein and by inserting in lieu thereof the punctuation ","; and after the word "allocated" therein insert the following:
"and distributed under Section 79-2002, C. S. Supp., 1933".

V. Amend the printed bill, page 5, Section 15, line 3—page 6, Section 15, line 4 of the original bill—by striking the word "vehicle" therein and by inserting in lieu thereof the word "vehicles".

LEGISLATIVE BILL NO. 237. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 237:

I. Amend the printed bill, page 1, Title, line 7—page 1, title, line 11 of the original bill—by striking the word "therefrom" therein.

II. Amend the printed bill, page 2, Section 3, line 2—page 2, Section 3, line 3 of the original bill—by engrossing the word "legislature" therein in caps and lower case.

LEGISLATIVE BILL NO. 14. Correctly engrossed.

LEGISLATIVE BILL NO. 15. Correctly engrossed.

LEGISLATIVE BILL NO. 196. Correctly re-engrossed.

PRESENTED TO GOVERNOR

March 23, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 8:15 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 146.
LEGISLATIVE BILL NO. 143.
LEGISLATIVE BILL NO. 108.
LEGISLATIVE BILL NO. 157.
LEGISLATIVE BILL NO. 221.
LEGISLATIVE BILL NO. 188.
LEGISLATIVE BILL NO. 295.
LEGISLATIVE BILL NO. 206.
LEGISLATIVE BILL NO. 198.
LEGISLATIVE BILL NO. 273.
LEGISLATIVE BILL NO. 176.
LEGISLATIVE BILL NO. 404.

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 253. (With emergency clause)

A Bill for an Act to permit Reuben Bordy, as Trustee for Cora Woods, Isaac C. Crum, Eugene Fontenelle, John O. Ydun, Emily E. G. Webster, Gus White, Carrie Edwards, George Woodhull, Edison Grant and Frances Clay Grant, Morgan Stabler, Warren Davis and Minnie and Carrie Edwards Grant, Margaret Davis, Maggie Davis and Lee Davis, Phillip Porter and Rosa H. Porter, Louis P. Webster and Lucy W. Grant, Ruth Webster, David Mitchell, John O. Lyons, Don O. Lyons, John A. Grant, Maggie W. Grant, Mabel M. Hamilton, Louise F. Saunsori, Elwood Harlan, President Omaha Tribal Council, Nellie Wells Walker, James Cox, John Wells, Maggie Wells Dale, Victor Wells, Emma Blackbird Wolf, Frank Guitar and Minnie Stabler, Eva Walker Webster, Grace Parker Cox, Mitchell Dick and Rosalie Saunsori McCauley, Ruth Walker Hastings, Clayton Wells and Dora Webster Wells, Grace G. Hollswell, Ben Burens, Reuben Bordy, Simon Bordy, Heirs of John Riseup (Jesse Stacy, Edith Logan Redborn, Fannie E. Bird, John Whitebeaver, Lucy Logan, Charles Whitebeaver, George Snake) Henry Rice Hill allottment (George Rice Hill, Lucy Rice Harrison, Alice Rice Hill, Mary R. Bigthunder, Charles Rice Hill — Heirs), to file suit against the State of Nebraska in the District Courts of Thurston, Burt or Douglas Counties, Nebraska, and the Department of Roads and Irrigation for the purpose of having a fair and impartial adjudication of their claim in equity for the cancellation, setting aside and holding for naught of the waivers of damages or deeds, as the case may be, executed by the above persons and for proper condemnation proceedings as provided by law, fixing the amount of damages to the aforedescribed persons' lands by reason of the location and construction of the State and Federal highway from Decatur, Nebraska to Winnebago, Nebraska; to provide for the prosecution of said suit; to admit and create liability and permit recovery of damages against the State of Nebraska in the premises, if any there be; to waive the defense of the statute of limitations on behalf of said state; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 34:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Cady
Carpenter
Carsten
Comstock
Dafoe
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Wells
Worthing

Voting in the negative, 9:

Brodecky
Carlson
Diers
Howard
Miller
Peterson, J. B.
Schultz
Von Seggern
Warner

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Recommit L. B. No. 158.

Mr. President: I move that Legislative Bill No. 158, Final Form on Third Reading, (Third) be recommitted to General File for the following specific amendments.

(Note: Capital letters indicate stricken matter, blackface type indicates new matter)

1. Amend the printed bill, Final Form on Third Reading, (Third), page 8, by inserting immediately after Section 4, line 131, a new section to be numbered as follows:

"Sec. 4½. That Section 39-1406, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

39-1406. A representative of the Department of PUBLIC WORKS **Roads and Irrigation** shall meet with the COUNTY BOARD **county board** in each county before March 1 in each year, and make such inspection as shall be necessary to determine the amount of money necessary adequately to maintain that part of the State Highway System lying within the county. Such representative shall report to the DEPARTMENT **department** the result of these inspections, together with any recommendation which the COUNTY BOARD **county board** may see fit to make and the DEPARTMENT **department** shall thereupon establish a budget for the State Highway System in said county, and shall certify the same to the COUNTY TREASURER **county treasurer** of said county who shall thereupon set aside out of the Highway Fund in said county, the amount of money specified in said budget, which sum shall be known as the State Highway Fund: Provided, however, that said budget shall not exceed seventy-five per cent (75%) of all motor registration fees collected: Provided, further, that after JANUARY 1ST, 1926 April 1, 1937, THIRTY PER CENT (30%) **fifteen** per cent **(15%)** of all the said motor vehicle registration fees **paid** as aforesaid, shall be transmitted by the COUNTY TREASURERS **county treasurers** of the various counties to the STATE **state** Treasurer, be credited to the State Highway Fund, out of which fund shall be allowed claims for the maintenance of the state highway system; **and provided further, that fifteen per cent (15%) of all of said motor vehicle registration fees shall be transmitted by the county treasurers of the various counties to the state Treasurer and shall by said state Treasurer, be transferred on the first day of each month to the Department of Roads and Irrigation, which sum shall be expended for such specific uses and purposes as the Gasoline Tax Fund is expended for the construction, reconstruction and improvement of state and federal highways, as provided in Section 66-411, C. S. Supp., 1933, as amended by Section 4, Legislative Bill No. 158, Fifty-second Session, Nebraska State Legislature.".**

2. Amend the printed Bill, Final Form on Third Reading (Third) page 7, Section 4, line 77 by striking "One-sixth" after "(a)" therein and by inserting in lieu thereof "One-fourth"; and in said Section 4, on page 7, line 105, strike "Five sixths" after "(b)" therein and insert in lieu thereof "Three-fourths".

3. Amend the printed bill, Final Form on Third Reading, Third, title, line 8 by inserting after the word and punctuation "thereof:" therein the following:

"to amend Section 39-1406, Compiled Statutes of Nebraska, 1929; to provide that fifteen per cent (15%) of the motor vehicle registration fee shall be transferred and credited to the Department of Roads and Irrigation for the purpose of constructing, reconstructing and improving roads comprising the state and federal highway system;".

(Signed) A. L. MILLER.

The motion was lost with 5 ayes, 32 nays, 6 not voting.

LEGISLATIVE BILL NO. 158. (With emergency clause)

A Bill for an Act to amend Sections 66-405 and 66-416, Compiled Statutes of Nebraska, Supplement, 1933, and to amend said Sections, as amended by Sections 1 and 2, Chapter 16, Session Laws of Nebraska, Extraordinary Session, 1935, and Section 3, Chapter 16, Session Laws of Nebraska, Extraordinary Session, 1935, and Section 66-411, Compiled Statutes of Nebraska, Supplement, 1933 (1935), relating to motor vehicle fuels taxes and to the distribution and use thereof; to repeal said original sections; to repeal Section 66-420, Compiled Statutes of Nebraska, Supplement, 1933 (1935); to impose a tax of five cents per gallon upon motor vehicle fuels until June 30, 1939, and four cents per gallon thereafter; to provide that dealers' sworn statements shall be prima facie evidence of the facts therein stated; to provide that until June 30, 1939, 10 per cent of the proceeds of the tax on motor vehicle fuels imposed hereby shall be credited and shall inure to the State Assistance Fund of this state, and 30 per cent transferred to the various county Treasurers and the remainder be transferred to the Department of Roads and Irrigation under Section 66-411, as amended herein and that after June 30, 1939, three-eighths (3/8) of the four-cent tax shall be transferred to such County Treasurers and the remainder to said Department for the uses and purposes specified in said section; to designate the Gasoline Highway Fund as the Gasoline Tax Fund; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 34:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Haycock
Howard
Johnson, R. W.
McMahon
Murphy
Norton
Nuernberger
Peterson, C. H.
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 9:

Brady
Comstock
Hall
Johnson, W. R.
Knickrehm
Miller
Neubauer
Peterson, J. B.
Pizer

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATION OF VOTES

Mr. President: I vote no on Legislative Bill No. 158 because I feel that one commodity and one class of people are forced to carry an unjust tax burden.

(Signed) A. L. MILLER.

Mr. President: I vote aye as I feel that it is a compromise and I wanted the total one cent gas tax as I felt there was a real and urgent need for the total one-cent for assistance.

(Signed) FROST.

SELECT FILE

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 227.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Amend L. B. No. 227

Mr. President: I move that L. B. No. 227 be amended as follows:

Amend Legislative Bill No. 227, Section 1, by striking from Line 47 the words "any reasonable" and substitute in lieu thereof the word "all". Also, by striking from lines 48 and 49 the following: "Requiring deposits of money or securities with the government of such state or country".

(Signed) ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

LEGISLATIVE BILL NO. 227. Laid over, awaiting report from Legislative Counsel.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to withdraw the Enrollment and Review amendments to L. B. No. 71, as found in the Legislative Journal for the Fifty-sixth Day and to offer the same as my own amendments.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Adopt Amendments to L. B. No. 71

Mr. President: I move that the amendments to L. B. No. 71 as found in the Legislative Journal for the Fifty-sixth Day be adopted.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to withdraw the Enrollment and Review amendments to L. B. No. 111 as found in the Legislative Journal for the Fifty-sixth Day and to offer the same as my own amendments.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Adopt Amendments to L. B. No. 111

Mr. President: I move that the amendments to L. B. No. 111 as found in the Legislative Journal for the Fifty-sixth Day be adopted.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

LEGISLATIVE BILL NO. 163.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fifty-sixth Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 86. Laid over. Retains place on file.

MOTION—To Recommit L. B. No. 97

Mr. President: I move that L. B. No. 97 be recommitted to General File for consideration.

MILLER.

SUBSTITUTE MOTION

Mr. President: As a substitute motion, I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG.

The substitute motion prevailed.

MOTION—To Postpone L. B. No. 97

Mr. President: I move that L. B. No. 97 be indefinitely postponed.

(Signed) CARPENTER.

SUBSTITUTE MOTION

Mr. President: I move that L. B. No. 97 be referred to Committee on Enrollment and Review for engrossment.

ARMSTRONG.

A call of the Legislature was ordered.

The call was raised.

The substitute motion prevailed with 24 ayes, 19 nays, 1 not voting.

MOTION—To Postpone L. B. No. 71

Mr. President: I move that L. B. No. 71 be indefinitely postponed.

NUERNBERGER.

SUBSTITUTE MOTION

Mr. President: I move that L. B. No. 71 and L. B. No. 111 be re-referred to their respective standing committees for consideration and clarification.

ARMSTRONG.

The substitute motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 163.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 97.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Re-refer L. B. No. 392

Mr. President: I move that L. B. No. 392 be re-referred to Committee on Government for clarifying amendments.

VON SEGGERN.

The motion prevailed.

MOTION—To Re-refer L. B. No. 90

Mr. President: I move that L. B. No. 90 be re-referred to Committee on Labor and Public Welfare for clarifying amendments.

MILLER.

The motion was lost.

APPROVED BY GOVERNOR

March 23rd, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 133
Legislative Bill No. 139
Legislative Bill No. 143
Legislative Bill No. 152
Legislative Bill No. 167
Legislative Bill No. 179

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

MOTION—To Adjourn

At 12:15 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB
Clerk of the Legislature.

FIFTY-EIGHTH DAY

Legislative Chamber,

Lincoln, Nebraska, March 24, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Regan, who was excused.

The Journal for the Fifty-seventh Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

John B. Peterson, Mr. McMahon, Mr. Reynolds, Mr. Norton, Roy W. Johnson, Mr. Knickrehm, Mr. Dunn, Mr. Haycock, Mr. Worthing, Mr. Brandt, Mr. Nuernberger, Mr. Carlson, Mr. Neubauer, Mr. Wells, Mr. Gantz, opposing any increase in the gallonage tax on alcoholic liquor; Mr. Nuernberger, opposing and Mr. Dunn, favoring the Child Labor amendment.

COMMUNICATIONS

A letter was read from the United Taxpayers League of Omaha, addressed to Mr. Slepicka, opposing L. B. No. 250.

Notice from Professor Franco Angelini of Rome was also read advising that the 11th International Congress of Agricultural Press will take place in The Hague, the 15th and 16th of June 1937.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

L. B. No. 344, Tuesday, March 30, 1937, 2:00 P. M.
L. B. No. 307, Tuesday, March 30, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Committee on Committees

Mr. President: Your Committee on Committees begs leave to report that the following members of the Legislature have been chosen by the different Congressional Districts to represent the state at the National Forum of State Legislatures, the place to be chosen in some city at some future date:

First District —Robert Armstrong
Charles Dafoe

Second District—Walter Johnson
Charles Tvrdik

Third District —Emil Von Seggern
Carl H. Peterson

Fourth District—J. N. Norton
Leland Hall

Fifth District —Harry Gantz
L. B. Murphy

(Signed) R. C. REGAN, Chairman.

Commerce and Communications

LEGISLATIVE BILL NO. 180. Indefinitely postponed.

(Signed) WALTER R. JOHNSON, Chairman.

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 118. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 118:

Amend L. B. No. 118, after the enacting clause, by striking the remainder of the bill and inserting in lieu thereof the following:

Section 1. The object and purpose of this Act is to permit the several governmental subdivisions to consolidate and co-ordinate investment and expenditures in the interest of economy, efficiency and public safety in providing maintenance, supervision and regulation of public health and sanitation and remedial care and treatment of the indigent which are hereby declared to be for the general welfare of all the people of the state and performed by its governmental subdivisions for the benefit of the state as a whole in the exercise of the police power, as a matter of state and not of local concern.

Sec. 2. The territory within and co-extensive with any county or within and co-extensive with any two or more contiguous counties may, as hereinafter provided, be and become and be known as a health district under the name of "..Health District, No............................" Each of such health districts shall be a body corporate and possess all the powers of a public corporation for public purposes, and, in that name may sue and be sued, purchase and hold real and personal property, accept gifts, public or private, unconditionally or in trust, make such orders respecting the same as may be conducive to the best interests of the district, may make all contracts, do all other things in relation to the proper concerns of the health district necessary to the exercise of its corporate or administrative powers, and exercise such other and further powers as may be conferred by law. A health district may be dissolved in the same manner as it may be created by a vote of the people.

Sec. 2½. Whenever there shall be presented to the Director of Health for the State Department of Health, a petition signed by twenty-five or more citizens from any county or from each of any two or more contiguous counties, asking said Director of Health to approve the formation of a health district within and co-extensive with such county or counties, it shall be the duty of said Director of Health to investigate and determine whether or not the boundaries of said proposed health districts are reasonable and proper for attaining efficiency and economy in the supervision and regulation of public health and remedial care and treatment of the indigent and that it will be conducive to the public health, convenience and welfare to establish such districts. If the Director of Health shall find that the boundary lines of said districts are reasonable and proper, he shall so certify and a copy of said certificate shall be filed in the office of the county clerk of the county or in each of the counties in the proposed district.

Sec. 3. Seven per cent or more of the qualified voters who voted for Governor at the last general election in any county or in each of two or more contiguous counties, may file petitions with the respective boards of each of such counties, as approved by the certificate of the Director of Health, praying for the submission to a vote of the people, the question of the formation of a health district within and co-extensive with the boundary of such proposed health district. Each petition shall state information which may aid in making the proposition clear and tangible and the date on which the election is to be held, which shall be on the same date in each county proposed to be included in the district. The petitions may contain a description, both legal and as to location, of real estate owned by any governmental subdivision in the proposed health district, and may pray that the question of the transfer of title to said real estate from said governmental subdivision to the proposed health district be submitted in the question of the organization of the Health District. Said petition shall be presented to the County attorney of each county, whose territory or any part thereof is included in said health district; and said county attorney for and on behalf of the state shall proceed to examine said petitions forthwith and certify thereon as to the accuracy and sufficiency thereof: Provided, said certificate thereon shall be prima facie proof of the accuracy and sufficiency of said petitions. With the approval of the district health board and the Director of Health for the Department of Health, any adjoining county may be added to any health district upon proceedings in such county, as provided herein for the organization of a health district.

Sec. 4. It shall be the duty of the county board or county boards for and on behalf of the state to order a special election in each county in the proposed district on the date fixed in the petitions: Provided, if the holding of the election on said date shall be prevented by litigation then the court shall fix the date for the election in the order directing that it be held. Said election shall be called and conducted as provided by law for special elections; and the ballot shall provide for a vote for or against the organization of the proposed health district, as described in the petition. The notice of election shall contain a description of real estate, as set forth in the petitions.

Sec. 5. Upon the canvass of the election returns, the election officials shall certify the returns to the Governor. If a majority of the votes cast in each of the necessary counties has been in favor of establishing the proposed health district, then the Governor shall issue a proclamation to that effect. The health districts shall be numbered consecutively by the Governor. He shall then appoint the district health board, hereafter called "Board", which shall consist of three citizens, no two of whom shall reside in the same county, except when less than three counties are in the district. A copy of such proclamation and the order appointing the district health board shall be filed in the office of the County Clerk in each county of the health district. If a majority of the votes cast in said special election in any governmental subdivision owning real estate described in the petitions calling the election, are favorable to the establishment of the proposed health district, then the proclamation shall so state and shall contain said description, and a copy thereof shall be filed in the county clerk's office, or in the office of register of deeds, as the case may be, of such governmental subdivision, and shall operate as a transfer of title to the health district, whether said real estate has been held for corporate or administrative purposes, or whether dedicated to or for public use or other purpose or trust by such governmental subdivisions or its grantor, in so far as such use, purpose or trust has been in whole or in part for health activities: Provided, upon the dissolution of such health district, the title shall revert to the governmental subdivision. One member of the board shall be appointed for a term of two years, one for four years, and one for six years, from and after the first day of January, following the date of the appointment; and thereafter each member shall be appointed for a term of six years: Provided, each appointee shall continue in office until his successor is appointed and qualified. Each member of the Board shall qualify by filing an acceptance with the county clerk of the county in which he or she resides. The Governor may, upon notice and a hearing, remove any member of the district health board for neglecting properly to perform the duties of his office. In case of vacancy for any cause, the Governor shall appoint a successor for the term, or the remainder of the term.

Sec. 6. When a certificate of approval, by the Director of Health for the Department of Health, for the organization of a health district shall have been filed in the office of the county clerk in any county or counties and when a petition shall be presented to the Governor, signed by fifty-one per cent or more of the freeholders in any county, or in each of two or more contiguous counties, in said proposed health district or upon petition of the commission, council, board of trustees, county board or other governing body or bodies of governmental subdivisions in each county of the proposed health district in which, at the last general election, there was cast sixty per cent or more of the total vote in each of said counties respectively, requesting the formation of a health district as contemplated in this Act, the Governor, upon satisfactory proof that the petition complies with this Act, shall issue the proclamation and appoint the members of the district health board for such health district as herein provided. A certificate by the County Attorney shall be prima facie proof that the petition complies with this Act.

Sec. 7. The "Board" shall arrange for a permanent meeting place and hold at least one regular meeting each month. Said "Board" shall elect a chairman annually, and may also elect, from outside their membership, a secretary and a treasurer and such other officers and employees as they may deem necessary for the administration of the affairs of the district, with such salary as the "Board" may fix. The treasurer shall give bond with corporate surety, as the "Board" shall direct. The members of said "Board" shall be paid their necessary expense in performing their duties, and compensation in the sum of five dollars per day for time actually devoted in the concerns of the district: Provided, the county treasurer in any county in the district shall upon written request of the district health board act as treasurer for the district for and on behalf of the state.

Sec. 8. Upon the organization of any health district and the appointment of said "Board" as herein provided, the sole management and control of all personal property and of all real property then owned by any county, township, city, village, school district, or other governmental subdivision within such health district, in so far as such property has been in whole or in part used in health activities, as contemplated herein, including clinics, office space, and other property or parts of property, shall vest immediately in such district and the "Board" of such districts shall have exclusive control of the same for all purposes in this Act contemplated; such governmental subdivision shall be deemed fully compensated therefor by the assumption and performance by the health district of all of the duties and obligations of the governmental subdivision to the state in regard to public health and the remedial care and treatment of the indigent: PROVIDED, if any school district, containing less than one hundred and fifty thousand population, as shown by the last official census within the jurisdiction of a health district, by its school district board, or board of education, as the case may be, shall file a certified copy of a resolution, duly adopted by the governing body of said school district, with the "Board" of said health district, praying that said school district be exempted from the operation of the within Act, said "Board" shall forthwith exempt said school district therefrom by adopting an order to that effect, spread at large upon its minutes, and shall notify in writing the governing body of said school district that it has done so.

Sec. 9. The "Board" in the health districts shall upon qualifying, and annually during the month of December thereafter, estimate the amount of money necessary to care for the public health and remedial care and treatment of the indigent in the health district, as provided and contemplated herein for the ensuing months of the calendar year, and shall certify to the clerk of each governmental subdivision in the district the per cent of its total tax income which each such governmental subdivision shall pay, when available, and when requisitioned, to the treasurer of the health district to constitute such total amount. Whereupon the local governing body of each said subdivision shall include in its budget the amount so certified for the uses and purposes of said health district, shall levy for said budget item as for other public purposes; and, when said taxes for said health district are paid to and received by said governmental subdivision, it shall, upon proper requisition, made from time to time by the district health board, signed by its chairman and attested to by its treasurer, pay the sums so requisitioned, when available, to the treasurer of said health district: PROVIDED, the per cent of the total tax income of each governmental subdivision certified for each taxing period, may approximate, but not exceed, the per cent of the tax income of such governmental subdivision which was expended by said governmental subdivision during the same months in the year 1936, for the regulation, supervision and protection of the public health and the remedial care and treatment of the indigent, and the management and operation of the property used therein and therefor; AND PROVIDED FURTHER, the governmental subdivisions may budget additional amounts within the statutory mill limit for the necessary uses and purposes of said health districts; and provided further, all money shall be expended by the board within the governmental subdivision by which it was contributed.

Sec. 10. The foregoing limitation to the amount of money which may be certified to the governmental subdivisions by the treasurers of health districts and expended by said districts, shall not apply to additional emergency expenditures and obligations inevitably made necessary in efforts to abate or control an extreme outbreak or epidemic of disease, or to expenditures made imperative or necessary by the occurrence of some unforeseen or uncontrollable disaster affecting the public health in the health district, or any considerable section thereof. Requisitions by the treasurer of the health district to governmental subdivisions within it for additional funds for such emergency purposes, as herein specified, shall be made only in pursuance of a resolution duly passed by the district health board and approved by the Director of (State) Health for the Department of Health, reciting the conditions making necessary the expenditure of funds and the amount needed. The governing bodies of said governmental subdivisions, upon receipt of said emergency requisitions for funds, shall be empowered to meet the demands therefor, as provided for by law in cases of other emergency appropriations: PROVIDED, said emergency expenditures shall be limited exclusively for purposes expressed in said resolution.

Sec. 11. The "Board" shall have and exercise, subject to the statutes and the regulations of the (State) Department of Health, all of the power and authority and assume the responsibility concerning public health and remedial care and treatment of the indigent, now or hereafter vested by statutes or regulation in each and every governmental subdivision within the health district and shall have the control and management of the property owned by such governmental subdivisions and used for such health activities. Until modified or repealed, all ordinances, rules, regulations and resolutions of the governmental subdivisions or their local health boards, relating to public health or the remedial treatment or care of the indigent, shall continue in force under the direction of the health district through its district health board.

Sec. 12. District health boards of each health district shall organize a department or division, with a director, as hereinafter provided to administer the public health work, and a district remedial care department or division, a director of which may be, by rule or regulation employed to administer remedial care and treatment of the indigent.

Sec. 13. The district health board shall employ, subject to the approval of the Director of Health for the (State) Department of Health, a director of public health for such health district, as well as capable and necessary assistants. The salaries of the director and his assistants shall be fixed by the district health board. The director shall be a graduate of a recognized school of medicine, qualified by training and experience in public health work, and shall devote full time to his position. The director may be empowered to act for the "Board" in public health matters.

Sec. 14. The "Board" is hereby empowered, and it shall be its duty, subject to all the statutes and the regulations of the (State) Department of Health, to formulate, adopt, enforce, and publish such proper and reasonable rules and regulations as shall be proper and in its judgment be necessary to prevent the introduction or spread of contagious, infectious, communicable, or preventable disease. In addition to such general and standing rules and regulations, in cases of emergency wherein the health of the people in the district, or any part thereof, may be menaced, said "Board" shall adopt and enforce such special rules and regulations as the occasion and proper protection of the public health may require.

Sec. 15. The duties of each district health "Board" shall include supervision and control of the sale and service of foods and drinks supplied for human consumption within the jurisdiction of said health district, of the control and eradication of preventable or communicable disease, of the inculcation of modern scientific methods of hygiene and sanitation and of the education of the public in matters relating to public health.

Sec. 15½. In formulating rules, regulations, ordinances, or other orders for the carrying out of the purposes of this Act or for the management or control of any property which may come under the care or management, the board shall be limited to the standard rules or guidance or criterion which are prescribed by the public health service of the federal government, the rules and regulations of the State Department of Public Health and the principles of public health and sanitation and the remedial care and treatment of the indigent as taught in the reputable medical colleges and recognized by the medical profession.

Sec. 16. The said "Board" may employ a director of public remedial care and treatment of the indigent, also capable and necessary assistants. The salaries of the director and assistants shall be fixed by the "Board". The director employed shall be qualified by training and experience to have charge of, maintain and regulate all publicly owned hospitals, dispensaries, any and all other buildings and property used in the health activities of the health district and to carry out the directions of the "Board" in connection with all remedial care and treatment of the indigent. The district health board shall be empowered, subject to the statutes and the regulations of the (State) Department of Health, to make rules and regulations governing and providing for the remedial care and treatment of the indigent upon a mutual co-operative plan with the practicing physicians of Nebraska.

Sec. 17. The district health board shall have the powers conferred in this Act, and in each and every situation or condition within such health district where action is necessary and proper under the police power, said "Board" is empowered to protect the public health and to give remedial care and treatment to the indigent: Provided, no action of the "Board" shall be construed as intended to conflict with any statute, rule or regulation made by the (State) Department of Health or as exceeding the powers that may be delegated in such cases under the police power.

Sec. 18. The "Board" in any health district shall have the same power to summon witnesses and to take testimony under oath, as is given by law to any of the governmental subdivisions in its particular health district.

Sec. 19. Any person, firm, partnership, company or corporation that shall fail, neglect or refuse to comply with any provision of this Act or with any rule, regulation or ordinance made by the "Board", when it shall have the force of law, or that shall interfere with any employee, or representative of said "Board" in the performance of his duties, or that shall aid, assist or direct any person so to do, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined not exceeding five hundred dollars or shall be imprisoned in the county jail not more than six months, or both such fine and imprisonment, in the discretion of the court.

Sec. 20. Each "Board" shall on or before the first day of February, make a report to the Governor for the preceding year, containing a financial statement for the year, together with such facts, statements and explanations as may, in the judgment of said "Board", be valuable, or as may have been requested by the Governor prior to the time of making up said report.

Sec. 21. That Section 14-101, Compiled Statutes of Nebraska, 1929, as amended by Section 2, Chapter 10, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

14-101. All cities in this state which shall have attained a population of 100,000 inhabitants or more, shall be cities of the metropolitan class and governed by this Act. Each city of the metropolitan class shall be a body corporate and politic, and shall have power:

First. To sue and be sued;

Second. To purchase and hold real and personal property for the use of the city, and real estate sold for taxes;

Third. To sell and convey any real or personal estate owned by the city, and to make such order respecting the same as may be conducive to the interests of the city: Provided, that real estate acquired for state armory sites shall be conveyed in the manner strictly as provided in Section 1 of this Act;

Fourth. To make all contracts and do all other acts in relation to the property and concerns of the city necessary to the exercise of its corporate or administrative powers;

Fifth. To exercise such other and further powers as may be conferred by law.

The powers hereby granted shall be exercised by the mayor and council of such city, as hereinafter set forth, except when otherwise specially provided. The legislature hereby declares that said granted powers as affecting property used for health purposes, are subservient and ancillary to the law creating health districts which is a matter of general state concern.

Sec. 22. That Section 14-102, (III), Compiled Statutes of Nebraska, 1929, be amended to read as follows:

14-102 (III). To provide all needful rules and regulations for the protection and preservation of health within the city, and for this purpose may provide for the enforcement of the use of water from public water supplies where the use of water from other sources shall be deemed unsafe: Provided, said delegated charter powers relating to health are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 22½. That Section 14-102, (XXV), Compiled Statutes of Nebraska, 1929, be amended to read as follows:

14-102 (XXV). To make and enforce all police regulations for the good government, general welfare, health, safety and security of the city and the citizens thereof, in addition to the police powers expressly granted herein, and in the exercise of the police power, may pass all needful and proper ordinances; and shall have power to impose fines, forfeitures, penalties, and imprisonment at hard labor for the violation of any ordinance; and to provide for the recovery, collection and enforcement thereof; and in default of payment to provide for the confinement in the city or county prison, workhouse or other place of confinement with or without hard labor as may be provided by ordinance: **Provided, said delegated charter powers relating to health are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.**

Sec. 23. That Section 14-102, (XXVIII), Compiled Statutes of Nebraska, 1929, be amended to read as follows:

14-102, (XXVIII). To erect, designate, establish, maintain and regulate hospitals or work houses, houses of correction, jails, station houses, fire engine houses, asphalt repair plant, and other necessary buildings. Also plants for the removal and disposal of garbage, or for both, except as hereinafter provided. Provided, that before any contract for the removal and disposal of garbage, or both, shall be let, the city council shall make specifications therefor and bids shall be advertised for as now provided by law, and the contract let to the lowest and best bidder, who shall furnish bond to the city conditioned upon his carrying out the terms of the contract. The bond to be approved by the city council. Provided, further, that nothing in this act, and no contract or regulation made by the city council, shall be so construed as to prohibit any person, firm, or corporation engaged in any business in which garbage accumulates as a by product from selling or otherwise disposing of his or its garbage, or the hauling of the same through the streets and alleys under such uniform and reasonable regulations as the city council may by ordinance prescribe for the removal and hauling of garbage: Provided, said delegated charter powers **relating to hospitals, public health and sanitation** are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 24. That Section 14-103, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

14-103. The council shall have power to define, regulate, suppress and prevent nuisances. The council may create a board of health in cases of a general epidemic or may co-operate with the boards of health provided by the laws of this state. The council may provide rules and regulations for the care, treatment, regulation and prevention of all contagious and infectious diseases, for the regulation of all hospitals, dispensaries and places for the treatment of the sick, for the sale of dangerous drugs, for the regulation of cemeteries and the burial of the dead. The jurisdiction of the council in enforcing the foregoing regulations shall extend over such city and over all grounds and property within three miles thereof; Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 25. That Section 14-126, Compiled States of Nebraska, 1929, be amended to read as follows:

14-126. In each city of the metropolitan class there may be a board of public welfare, which shall be selected as provided by ordinance. The board of public welfare shall have such power as may be provided, which shall include, subject to such limitations as may be provided by the city council; the authority to provide a unified and comprehensive recreation system and the supervision of such recreation; authority to supervise and regulate commercial amusements. Whenever the council shall authorize such public welfare board to take charge of any part of the recreation system of any such city, they may authorize said board to take charge of and utilize the buildings and grounds under the control of the board of education with the consent of said board of education, and said board of education is hereby given power and authority under such regulations as it may provide, to grant to the public welfare board the right to thus utilize the property under its control; the authority to parole or pardon persons convicted under the ordinances of the city; the authority to establish an employment bureau; the authority to provide for a legal aid bureau to which the poor may go to get protection in their legal rights; the authority to establish charity bureau to render assistance to the poor of the city as its funds will permit, and to cooperate with other charitable organizations of such city; the authority to establish a municipal farm and workhouse; the authority to establish a welfare loan agency, but no funds of the city shall ever be loaned; the authority to investigate into the housing of inhabitants of the city, especially with reference to tenements, and to provide regulations for the housing of the inhabitants of such city; authority to provide for the study of and research into causes of poverty, delinquency, crime and disease, and other social problems in the community and to provide for the necessary publicity, and, authority to provide for regulations to promote the health and general welfare of the city; Provided, said delegated charter powers **relating to hospitals, public health and sanitation** are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 26. That Section 14-219, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

14-219. The mayor shall be the chief executive officer and conservator of the peace thruout the city and shall have power to appoint any number of special policemen which he may deem necessary to preserve the peace of the city, and to dismiss the same at his pleasure. He shall have such jurisdiction as may be vested in him by ordinance over all places within three miles of the corporate limits of the city, for the enforcement of any health and quarantine ordinance or the regulations thereof: Provided, said delegated charter powers **relating to public health, quarantine and sanitation**, are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 27. That Section 14-501, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

14-501. The city council shall annually and within the first week of January, if possible, appropriate moneys and credits of the city in such amounts as may be deemed necessary and proper and set the same aside to the following designated funds to be known as "statutory funds". The amounts so appropriated and set aside to such funds respectively shall be the maximum amounts that may be appropriated to or expended from such funds within the year for the purposes for which such funds respectively are created. For the fire department of the city. For the police department of the city. For the health department of the city. For public library. For the purposes of the welfare board. For the purpose of paying judgments and cost: Provided, said delegated charter powers **relating to public health, quarantine and sanitation** are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 28. That Section 15-201, Compiled Statutes of Nebraska, 1929, as amended by Section 5, Chapter 10, Laws of Nebraska, 1935, Special, be amended to read as follows:

15-201. Cities governed by this chapter shall be bodies corporate and politic, and shall have powers: First. To sue and be sued; Second. To purchase or lease real estate or personal property for its use; Third. To purchase real or personal property upon sale for general or special taxes or assesments and to lease or sell and convey such property so purchased; Fourth. To sell and convey real or personal property owned by the city, and to make such orders respecting the same as shall be deemed conducive to the interest of the city: Provided, that real estate now owned or hereafter owned by city may be conveyed without consideration to the State of Nebraska for state armory sites, or if acquired for state armory sites, shall be conveyed in the manner strictly as provided in Section 1 of this Act; and provided further, said city shall not have power to sell or convey any other real estate of the city, except such real estate as may be purchased upon sale for general or special taxes or assessments, or real estate of the city the use or occupancy of which shall have been abandoned or discontinued for city purposes and not exceeding in market value the sum of $10,000, unless authorized so to do by a vote of the majority of the electors of such city at a general or special election therefor. All sales of real estate, except such as may be conveyed for state armory sites, or except such as may be purchased upon sale for general or special taxes or assessments, shall be at public auction after publication of notice of such sale one each week for three successive weeks in some daily newspaper for general circulation in such city; Fifth. To make contracts and do all acts relative to the property and concerns of the city necessary or incident to the exercise of its corporate powers, including the power to execute such bonds and obligations on part of the city as may be required in judicial proceedings; Sixth. To acquire, maintain and operate public service property and to redeem such property from prior incumbrance in order to protect or preserve the interest of the city therein, and to exercise such other and further powers as may be necessary or incident to the powers conferred upon such city. The powers hereby granted shall be exercised by the mayor and council of the city except in cases otherwise specified by law. The mayor and council shall adopt a corporate seal for the use of any officer, board or agent of the city, whose duties under this chapter or under any ordinance require an official seal: Provided, said delegated charter powers **relating to property used for hospitals or public health purposes** are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 29. That Section 15-230, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

15-230. The management, direction and control of such hospital, when completed and ready for use, and the furnishing thereof, shall be vested in a board of commissioners, called the board of hospital commissioners, subject to the ordinances of the council. Such board shall consist of the mayor, who shall by virtue of his office be its president, and one trustee from each ward, appointed by the mayor with the consent of the council, each of which commissioners shall be a resident free hold elector of the city, and they shall not receive any compensation for their services. The term of the appointed members of the board shall be for three years, but when any such board is first organized the mayor shall appoint two members for one year, two for two years, and two for three years, respectively, and thereafter two members shall be appointed each year for the full term of three years. A majority of the board shall constitute a quorum: Provided, however, in counties within health districts, the duties of the board of hospital commissioners, as set forth in the delegated charter powers in this section shall be subservient and ancillary to the law creating health districts, and shall devolve upon the district health board of said districts; and said hospital shall be managed and operated, as provided in the law creating health districts.

Sec. 30. That Section 15-233, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

15-233. The council may enter into an agreement with a corporation or association organized for charitable purposes in such municipal corporation for the erection and management of a hospital for the sick and disabled, and have a permanent interest therein to an extent and upon such terms and conditions as may be agreed upon between the council and such corporation or association. The council shall provide for the payment of the amount agreed upon, for any interests therein so required, either in one payment or in installments, or so much from year to year as the parties may stipulate: Provided, such agreement shall not be made if the city shall have exercised the powers conferred by the preceding subdivision of this section and established a hospital as therein provided: and provided, further, no such agreement shall extend more than one year: Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts; **and provided further, if any city hospital, privately endowed, shall file a certified copy of a resolution, duly adopted by the governing body of said city hospital with the "Board" of said health district, praying that said city hospital be exempted from the operation of the within Act, said "Board" shall forthwith exempt said city hospital therefrom by adopting an order to that effect, spread at large upon its minutes, and shall notify in writing the governing body of said city hospital that it has done so.**

Sec. 31. That Section 15-234, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

15-234. To make regulations to prevent the introduction or spreading of contagious, infectious, or malignant diseases in the city, and to create a board of health, to make quarantine laws for that purpose, and to enforce the same. To purchase, hold, lease or construct hospitals for the care of persons so infected with such diseases, and to establish rules and regulations with respect to government, control and management of such hospitals: Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 32. That Section 15-235, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

15-235. To make regulations to secure the general health of the city; to provide rules for the prevention, abatement and removal of nuisances; to make and prescribe regulations for the construction, location, regulation and keeping in order of all slaughter houses, stock yards, warehouses, stables or other places where offensive matter is kept, or is likely to accumulate: Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 32¼. That Section 15-311, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

15-311. The mayor shall have such jurisdiction as may be vested in him by ordinance, over all places within five miles of the corporate limits of the city, for the enforcement of health or quarantine ordinances and regulations thereof, and for the purpose of carrying out the provisions of all ordinances excepting ordinances respecting taxation: **Provided, said delegated charter powers, in so far as they refer to health shall be subordinate and ancillary to the laws establishing district health boards in duly created health districts.**

Sec. 32½. That Section 15-329, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

15-329. The city physician shall be appointed by the mayor, by and with the consent of the council, and shall hold office for such term and be charged with such powers and duties as may be prescribed by ordinance: **Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.**

Sec. 33. That Section 16-201, Compiled Statutes of Nebraska, 1929, as amended by Section 6, Chapter 10, Laws of Nebraska, 1935, Special, be amended to read as follows:

16-201. Each city governed by the provisions of this chapter shall be a body corporate and politic, and shall have powers: First. To sue and be sued; Second. To purchase and hold real and personal property for the use of the city, and real estate sold for taxes; Third. To sell and convey any real or personal property owned by the city, and make such order respecting the same as may be deemed conducive to the interests of the city: Provided, that real estate now owned or hereafter owned by city may be conveyed without consideration to the State of Nebraska for state armory sites, or if acquired for state armory sites, shall be conveyed in the manner strictly as provided in Section 1 of this Act; Fourth. To make all contracts and do all other acts in relation to the property and concerns of the city necessary to the exercise of its corporate powers; Fifth. To exercise such order and further powers as may be conferred by law: Provided, said delegated charter powers relating to hospitals, or property used in public health or in the remedial care or treatment of the indigent are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 34. That Section 16-232, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

16-232. XXIX. To prevent any person from bringing, depositing, having or leaving upon or near his premises or elsewhere in the city, any carcass or putrid beef, pork, fish, hides or skins of any kind, or any unwholesome substance, and to compel the removal of the same:

Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 35. That Section 16-239, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

16-239. XXXVI. To make regulations to prevent the introduction and spread of contagious, infectious or malignant diseases into the city, and a board of health shall be created, consisting of five members—the mayor, who shall be chairman, a physician who resides permanently in the city, who shall be medical adviser, the chief of police, who shall be secretary and quarantine officer, the president of the council, and one other member—a majority of such board shall constitute a quorum and shall enact rules and regulations, which rules and regulations shall have the force and effect of law, to safeguard the health of the people of such city, and prevent nuisances and unsanitary conditions, enforce the same, and provide fines and punishments for the violation thereof: Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 36. That Section 16-240, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

16-240. XXXVII. To erect, establish and regulate hospitals and workhouses, and poor houses, houses of correction, jails, station houses, and other necessary buildings, and to provide for the support and government of the same: Provided, said delegated charter powers relating to hospitals, the public health and the remedial care and treatment of the indigent are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 36½. That Section 16-241, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

16-241. XXXVIII. To make regulations to secure the general health of the city, to prescribe rules for the prevention, abatement and removal of nuisances, to make and prescribe regulations for the construction, location and keeping in order of all slaughter houses, stock yards, warehouses, sheds, stables, barns, dairies, or other places where offensive matter is kept, or is likely to accumulate, within the corporate limits, and to limit or fix the maximum number of swine or meat cattle that may be kept in sheds, stables, barns, feed lots or other enclosures within the city: **Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district boards in duly created health districts.**

Sec. 37. That Section 16-304, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

16-304. The mayor may, by and with the consent of the city council or a majority of the same, appoint an engineer, city attorney, street commissioner, chief of the fire department, city physician and three members of the board of public works; and in cities owning its own water works and lighting plant, a water commissioner who shall also be sewer inspector, and light, heat and power commissioner; and a city manager where the duties of such an officer are provided for by ordinance. Any such officers, except members of the board of public works, may be removed at pleasure by a vote of a majority of all the members of the council with the approval of the mayor. All confirmations of office by the council shall be made viva voce, and the concurrence of a like majority shall be required, the vote by yeas and nays shall be recorded. The office of the city manager may be held by the mayor or any other person and in case the city manager is another than the mayor, he may hold any other appointive office provided for by this chapter 49 (16). The city manager shall perform such duties as by ordinance shall be prescribed. The mayor may, by and with the consent of the council or a majority of them, appoint a chief of police, together with such regular police as the mayor and council shall see fit, and such officers may be removed by the mayor at pleasure; and, in case of an emergency, the mayor may appoint such special police as shall be required, and he is hereby authorized to call on any male inhabitants of the city, between the ages of eighteen and fifty, to aid in enforcing the law in said city: Provided, said delegated charter powers relating to city physicians are hereby declared to be subservient and ancillary to the law estalishing district health boards in duly created health districts.

Sec. 37½. That Section 16-310, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

16-310. He shall, from time to time, communicate to the city council such information and recommend such measures as in his opinion may tend to the improvement of the finances of the city, the police, health, comfort and general prosperity of the city, and may have such jurisdiction as may be invested in him by ordinance over all places, within two miles of the corporate limits of the city, for the enforcement of health, or quarantine ordinances and the regulation thereof: **Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.**

Sec. 38. That Section 17-114, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

17-114. The mayor shall have such jurisdiction as may be vested in him by ordinance, over all places within five miles of the corporate limits of the city, for the enforcement of any health or quarantine ordinance and regulation thereof, and shall have jurisdiction in all matters vested in him by ordinance, excepting taxation, within one-half mile of the corporate limits of said city: Provided, said delegated charter powers relating to public health or quarantine regulations are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 39. That Section 17-123, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

17-123. II. To make regulations to prevent the introduction and spread of contagious, infectious, or malignant diseases into the city, to make quarantine laws for that purpose, and to enforce the same. There shall be created a board of health to consist of four members —the mayor, who shall be chairman, a physician who resides permanently in the city, who shall be medical adviser, the president of the city council, and the marshal of such city, who shall be secretary and quarantine officer. A majority of such board shall constitute a quorum and shall enact rules and regulations, which rules and regulations shall have the force and effect of law, to safeguard the health of the people of such city, to enforce same, and provide fines and punishments for the violation thereof. The board of health shall have power and shall make all needful rules and regulations relating to matters of sanitation of such city, including the removal of dead animals, the sanitary condition of the streets and alleys and vacant grounds, and of stock yards, cattle and hog pens, wells, cisterns, privies, water closets, cesspools and stables and all buildings and places not specified where filth, nuisances or offensive matter is kept or is liable to or does accumulate. To regulate, suppress and prevent the occurrence of nuisances and enforce all laws of the state and ordinances of the city relating to the same or to matters of sanitation of such city. The board shall also have control of hospitals, dispensaries, and places for treatment of sick, and of matters relating to the same under such restrictions and provisions as may be provided by ordinance of such city: Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 40. That Section 17-124, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

17-124. III. To erect, establish and regulate hospitals, and to provide for the government and support of the same: Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 40½. That Section 17-125, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

17-125. IV. To make regulations to secure the general health of the city, and to prevent and remove nuisances, and to provide the city with water: **Provided, said delegated charter powers are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.**

Sec. 41. That Section 17-207, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

17-207. The board of trustees shall have power to pass ordinances to prevent and remove nuisances; to prevent, restrain and suppress bawdy houses, gambling houses, and other disorderly houses; and to license, regulate, or prohibit billiard halls, pool halls or bowling alleys within the limits of such village; to restrain and prohibit gambling; to provide for licensing and regulating theatrical and other amusements within such village; to establish night watches; to provide pest houses; to prevent the introduction and spread of contagious diseases; to establish and regulate markets; to erect and repair bridges; to erect, repair and regulate wharves, and the rates of warfage; to regulate the landing of steamboats, rafts and other water craft; to provide for the inspection of lumber, building materials and provisions to be used or offered for sale in such village, or to be exported therefrom; to require and regulate the planting and protection of shade trees in the streets, and the building of stairways, railways, doorways, awnings, hitching posts and rails, lamp posts, awning posts and all other structures projecting upon or over and adjoining, and all excavations through and under the sidewalks of such village; and in addition to the special powers herein conferred and granted, maintaining the peace, good government and welfare of the town or village, and its trade, commerce and manufactories, and to enforce all ordinances by inflicting penalties upon inhabitants or other persons, for the violation thereof, not exceeding one hundred dollars for any one offense, recoverable with costs, together with judgment of imprisonment until the amount of said judgment and costs shall be paid: Provided, said delegated charter powers relating to nuisances, public health or the remedial treatment and care of the indigent are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 42. That Section 17-208, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

17-208. The village board of trustees may appoint a village clerk, treasurer, attorney, overseer of the streets, marshal and shall appoint a board of health consisting of three members,—the chairman of the village board, who shall be chairman, the marshal, who shall be secretary and quarantine officer, and one other member, and when a physician is residing permanently in the village, a physician shall be the third member or such other persons as the village board may select. A majority of such board shall constitute a quorum, and shall enact rules and regulations, which rules and regulations shall have the force and effect of law, to safeguard the health of the people of such village, and prevent nuisances and unsanitary conditions, enforce the same, and provide fines and punishments for the violation thereof. Said appointees shall hold office for one year, unless sooner removed by the president of the board, with the advice and consent of the trustees: Provided, said delegated charter powers **relating to the board of health, the public health, nuisances and sanitation** are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts.

Sec. 43. That Section 19-301, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

19-301. In all cities in the State of Nebraska, having a population of more than forty thousand inhabitants, there shall be a board, for the examination of plumbers, of four members, consisting of one member to be known as the chief health officer of the city, and one member to be known as the plumbing inspector of the city, one journey man plumber, and one master plumber, all of whom shall be appointed by the mayor, by and with the consent of the city council, the health officer and plumbing inspector to hold their office during the term of office of the mayor, and all of whom shall be residents of the city; and the inspector, journeyman and master plumber, shall be licensed plumbers. All vancancies in the board may be filled by the mayor and council, as above. The chief health officer and plumbing inspector, if such office exists in such cities, shall serve without additional compensation; and any member of the board may be removed from office for cause by the district court of the county in which such city is situated, and each of the board shall give bond in the sum of one thousand dollars, conditioned according to law. The term of office of the journeyman and master plumber shall be for one and two years, respectively, to be determined by the mayor at the time of appointing them. In cities located within a health district, the mayor shall appoint a person having a knowledge of plumbing sanitation to serve in lieu of the chief health officer of the city in performing the duties set forth in this article.

Sec. 43½. That Section 19-411, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

19-411. The council herein provided for, upon taking office, shall have, possess and exercise, by itself or through such methods as it may provide, all executive or legislative or judicial powers and duties hitherto held, possesed or exercised under the then existing laws governing any such city, by the mayor or mayor and city council or water commissioners or water board or water and light commissioner or board of fire and police commissioners or park commissioners or park board or excise board, or members thereof, or fire warden, and the powers, duties and office of such fire warden and of all such boards and the members thereof shall then and thereupon cease and terminate; and the powers and duties and officers of all other board created by statute for the government of any such city shall also thereupon cease and terminate: Provided, however, nothing herein contained shall be so construed as to interfere with the powers, duties, authority and privileges that have been, are, or may be hereafter conferred and imposed upon the water board in metropolitan cities as prescribed by law or shall affect the power of city school or school district officers or office, nor any office or officer named in the state constitution exercising office, powers or functions within any such city; and such council, upon taking office, shall have and may exercise all executive or legislative or judicial powers possessed or exercised by any other officer or board hitherto provided by law for or within any such city, except officers named in the state constitution: Provided, however, the excise board herein provided for, upon taking office, shall possess and exercise by itself all of the duties and powers hitherto possessed or exercised by the excise board under the then existing laws governing any such city except the appointment, removal and control of the police force, which power shall be vested in the council; and the executive and administrative powers, authorities and duties in such cities shall be distributed into and among departments as follows, to-wit: In cities containing one hundred thousand population or more, according to such census, as follows: 1. department of public affairs; 2. department of accounts and finances; 3. department of police, sanitation and public safety; 4. department of fire protection and water-supply; 5. department of street cleaning and maintenance; 6. department of public improvements; 7. department of parks and public property. In cities containing twenty-five thousand and less than one hundred thousand population, according to such census as follows: 1. department of public affairs; 2. department of accounts and finances; 3. department of public safety; 4. department of streets and public improvements; 5. department of parks and public property. In cities containing two thousand and less than twenty-five thousand, according to such census, as follows: 1. department of public affairs and public safety; 2. department of accounts and finances; 3. department of streets, public improvements and public property. The council shall provide, as nearly as may be, the powers and duties to be exercised and performed by, and assign them to the appropriate departments and may prescribe the powers and duties of all officers and employees of the city and may assign particular officers, or employees to more than one of the departments and may require any officer or employee to perform duties in two or more departments and may make such other rules and regulations as may be necessary or proper for the efficient and economical management of the business affairs of the city: **Provided, the delegated charter powers, as now existing or hereafter amended, exercised by cities adopting and operating under the Commission Plan or City Government are hereby declared to be subservient and ancillary to the law establishing district health boards in duly created health districts in all matters relating to hospitals, public health, the remedial care and treatment of the indigent and all property used in connection therewith.**

Sec. 44. That Section 19-501, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

19-501. Whenever, in any city having a population of more than five thousand inhabitants, a charter convention shall have prepared and proposed any charter for the government of said city or any amendments to the charter previously in force, it shall be the duty of the city clerk to also publish and submit, at the same time and in the same manner as in the case of the submission of said proposed charter, any additional articles or sections, or any articles or sections alternatives to any article or section proposed by said convention, to the qualified voters of said city for their approval, which shall be proposed by the petition of at least ten per cent of the qualified electors of said city voting for the gubernatorial candidates at the next preceding general election: Provided, said petition must be filed within thirty days after the work of said charter convention shall have been completed: and provided further, charter provisions heretofore or hereafter so adopted shall be subservient and ancillary to the law creating health districts, said law being a matter of general state concern and not one of exclusive local concern.

Sec. 45. That 26-104, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

26-104. Each county shall have power: First. To purchase and hold the real and personal estate necessary for the use of the county, and to purchase and hold for the benefit of the county, real estate sold by virtue of judicial proceedings in which the county is plaintiff or is interested, and all real estate conveyed by general warranty deed to trustee, in which the county is the beneficiary, whether the real estate is situated in the county so interested, or in some other county or counties of the state; Second. To sell and convey or lease, any real or personal estate owned by the county; Third. To make all contracts and to do all other acts in relation to the property and concerns of the county necessary to the exercise of its corporate powers. Fourth. The Legislature hereby declares said granted powers relating to property deed for hospital purposes, public health or the remedial care or treatment of the indigent are subservient and ancillary to the law creating health districts which is a matter of general state concern.

Sec. 46. That Section 26-105, C. S. Supp., 1935, be amended to read as follows:

26-105. The county boards of the several counties shall have the power: First. To take and have the care and custody of all the real and personal estate owned by the county. Second. To manage the county funds and county business except as otherwise specifically provided. Third. To make all orders respecting the property of the county; to keep the county buildings insured; to sell the public grounds or buildings of the county, and purchase other properties in lieu thereof: Provided, that said county boards may, if they deem it for the best interests of the county, sell county property upon such terms of credit as shall by resolution of said county boards be determined upon; provided, further, that such deferred payment shall be for not more than two-thirds of the purchase price, the same to be secured by note or notes, and a first mortgage upon the property so sold, said deferred payments to draw not less than six (6) per cent interest per annum from date until paid, the interest to be paid annually. Said county boards shall also have the power to sell or negotiate, without recourse upon the county, said notes and mortgages so by them taken, provided the same shall not be sold for less than par value including accrued interest: Provided, further, no lease for a period of more than ten years, or sale shall be made of real estate costing the county more than Three Thousand Dollars ($3,000.00) until such proposition shall have been approved by a majority of the electors of the county voting thereon. Fourth. To lay out, alter or discontinue any road running through their county, to vacate or discontinue public roads running parallel and adjacent to state or federal highways not more than four hundred yards from said highway, or any part thereof, or any abandoned or unused road or part thereof, and for such purpose may acquire title to lands therein, either by gift, prescription, dedication, the exercise of the right of eminent domain, purchase or lease, and may perform such duties concerning roads as may be prescribed by law. Fifth. To examine and settle all accounts against the county and accounts concerning receipts and expenditures of the county. Sixth. To authorize the vacation of any city or village plat when the same is not within an incorporated city or village on the petition of two-thirds of the owners thereof. Seventh. To change the name of any city or village plat on the petition of a majority of the legal voters residing therein, when the inhabitants thereof have not become a body corporate. Eighth. To settle by compromise or by accepting in full settlement thereof less than the face or full amount on any claim, judgment or demand in favor of the county, on which said claim, judgment or demand no payment or payments have been made or recovered during a full period of five years from and after the date or dates on which said claim, judgment or demand became due and enforcible, and execute full acquittance or receipt for said claim, judgment or demand, or to sell, at public or private sale, any claim, judgment or demand in favor of a county for cash, at the best price obtainable in the judgment of said board, and execute and deliver a proper transfer or assignment of said claim, judgment or demand so sold: Provided, however, that no member of the board may be personally interested, directly or indirectly, in the purchase of any such claim, judgment or demand. Ninth. When petitioned by twenty-five freeholders of the county, the county board may expend money from the general fund of the county for the care and maintenance of abandoned and neglected cemeteries: Provided, however, no county board shall expend more than One Hundred Dollars ($100.00) in any one year for said purpose. Tenth. As a board, or as individuals, to perform such other duties as may from time to time be imposed by general law. Eleventh. The Legislature hereby declares that said granted powers relating to the property held for the purpose of hospitals, public health or the remedial care or treatment of the indigent are subservient and ancillary to the law creating health districts which is a matter of general state concern.

Sec. 47. That Section 68-104, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

68-104. The county board of each county shall be the overseers of the poor and are vested with the entire and exclusive superintendence of the poor in such county: Provided, the county board may employ a physician by the year to furnish such medical service as may be required by the poor of their county: Provided, also, the salary of such county physicians shall not exceed two hundred dollars in any one year; and provided further, in health districts the district health board shall be successor to the county board in administering the provisions of this chapter concerning poor persons requiring remedial treatment or care.

Section 48. That Section 68-114, C. S. Supp., 1935, be amended to read as follows:

68-114. Whenever any non-resident shall fall sick in any county in this state, not having money or property to pay his or her board, nursing and medical aid, or whenever any poor person not having a legal settlement in the county is found in distress, without friends or money, so that he or she is likely to suffer, it shall be the duty of the county board to furnish such temporary assistance to such person as they shall deem necessary; and if any such person shall die, the county board shall provide all necessary means for a decent burial of such person. If such poor person applying for or receiving relief, belongs to another state, the county board may furnish him or her, in addition to necessary temporary aid, transportation and the requisite expenses incurred thereby, and may return such poor person to the state in which he or she has a legal settlement; Provided that the claim by the poor person of a legal settlement shall be verified by the county board, and assurance be given said board that such poor person will be received and given care in the place of his or her legal settlement. If any such poor person shall be found applying for relief in any county, and the county board of such county shall be unable to ascertain and establish the last place of legal residence of such person, the county board shall proceed in their discretion to provide for such poor person in the same manner as other poor persons are directed to be provided for; and provided further, in health districts the district health board shall be successor to the county board in administering the provisions of this chapter concerning persons requiring remedial treatment or care.

Sec. 49. That Section 71-2301, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

71-2301. The county boards of the several counties shall make and enforce regulations to prevent the introduction and spread of contagious, infectious, and malignant diseases in their respective counties; and to that end a board of health shall be created, consisting of three members: the sheriff, who shall be chairman and quarantine officer; a physician who resides permanently in the county, but if the county has no resident physician, then one conveniently situated, who shall be medical adviser, and who shall be chosen by the board of county commissioners or supervisors; and the superintendent of public instruction, who shall be secretary, which board shall make rules and regulations to safeguard the health of the people, prevent nuisances and unsanitary conditions, and to enforce the same throughout all the territory comprising said county, except incorporated cities and villages, and to provide penalties for the violation thereof. Should such board of health fail to enact rules and regulations as herein provided, the said county board of health shall be charged and it shall be its duty to enforce the rules and regulations promulgated by the department of public welfare: Provided, this section shall not apply to counties located in duly created health districts.

Section 50. That Section 71-2303, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

71-2303. All boards of health or district health boards and physicians in localities where there are no boards of health, or district health boards, or where such boards fail to act, shall report to the department of public welfare promptly upon the discovery thereof, the existence of any one of the following diseases, viz: Asiatic cholera, yellow fever, smallpox, scarlet fever, diphtheria, typhus and typhoid fever and such other contagious and infectious diseases as the state board of health may from time to time specify. Any member of the board of health, or other officer or physician, knowing of the existence of any such disease, who shall fail promptly to report the same in accordance with the provisions of this section, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in any sum not less than ten dollars nor more than one hundred dollars for each offense.

Sec. 51. That Section 79-503, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

79-503. The district school boards shall have the general care of the schools, and shall have the power to cause pupils to be taught in such branches and classified in such grades or departments as may seem best adapted to a course of study which the school board of any county shall establish with the consent and advice of the state superintendent. This course of study shall apply only to rural schools and shall include all subjects now required for a second grade certificate viz: Agriculture, bookkeeping, civics, drawing, arithmetic, English composition, geography, grammar, history, mental arithmetic, orthography, penmanship, physiology, reading. The school board with the teacher shall make provisions for pupils that may enter at any time during the school year, and the school board of each district shall cause a record of the advancement in each branch of study of all pupils to be kept in a book provided for this purpose; and it is hereby made the duty of each district board, to make such rules and regulations as they may think necessary for the government and health of the pupils, and devise such means as may seem best to secure regular attendance and progress of children at school. The Legislature hereby declares that said granted powers **relating to health** are subservient and ancillary to law creating health districts which is a matter of state concern.

Sec. 51½. That Section 79-2117, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

79-2117. The board of education or school board of any school district may employ regularly licensed physicians to make the tests required by SECTION 1, (79-2113), OF THIS ACT, **Section 79-2113, Compiled Statutes of Nebraska, 1929**, and when such tests are made by a physician, the teachers shall not be required to make the tests provided for in SECTION 1, (79-2113), OF THIS ACT **Section 79-2113, Compiled Statutes of Nebraska, 1929: Provided, however, the employment of school physicians and the compliance with rules and regulations of the State Department of Health shall be under the direction of the district health boards in the school districts in duly created health districts.**

Sec. 52. That Section 83-719, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

83-719. If, in the case of any person found to be insane and fit subjects for custody and treatment in the hospital as above provided, it shall be shown to the satisfaction of the commissioners that they can not at once be admitted therein for want of room or for any other cause, and that they can not with safety be allowed to go at liberty, the commissioners shall require that such patients shall be suitably provided for otherwise, until such admission can be had or until the occasion therefor no longer exists; such patients may be cared for either as public or as private patients; those shall be treated as private patients whose relatives or friends will obligate themselves to take care of and provide for them without public charge. In the case of any one treated as a private patient, the commissioners shall appoint some suitable person as special custodian, who shall have authority and whose duty it shall be in all suitable ways, to restrain, protect, and care for such patient, in such manner as to best secure his or her safety and comfort and in such manner as to best protect the persons and property of others. In the case of public patients, the commissioners shall require that they be in like manner restrained, protected and cared for by the commissioners of the county or overseers of the poor at the expense of the county, and they may accordingly issue their warrants to such commissioners of the county or overseers of the poor who shall forthwith comply with the same. If there is no poorhouse for the reception of such patients, or if no more suitable place can be found, they may be confined in the jail of the county in charge of the sheriff: Provided, in counties located in duly created health districts, the district health board shall administer the provisions of this section in lieu of the commissioners of the several counties or overseers of the poor in said counties.

Sec. 53. That said original Section 14-101, Compiled Statutes of Nebraska, 1929, be amended by Section 2, Chapter 10, Laws of Nebraska, 1935, Special, is hereby repealed; that said original Sections 14-102 (III), 14-102 (XXVIII), 14-103, 14-126, 14-219 and 14-501, Compiled Statutes of Nebraska, 1929, are hereby repealed; that said original Section 15-201, Compiled Statutes of Nebraska, 1929, as amended by Section 5, Chapter 10, Laws of Nebraska, 1935, Special, is hereby repealed; that said original Sections 15-230, 15-233, 15-234 and 15-235, Compiled Statutes of Nebraska, 1929, are hereby repealed; that said original Section 16-201, Compiled Statutes of Nebraska, 1929, as amended by Section 6, Chapter 10, Laws of Nebraska, 1935, Special, is hereby repealed; that said original Sections 16-232, 16-239, 16-240, 16-304, 17-114, 17-123, 17-124, 17-207, 17-208, 19-301, 19-411, 19-501 and 26-104, Compiled Statutes of Nebraska, 1929, are hereby repealed; that said original Section 26-105, C. S. Supp., 1935, is hereby repealed; that said original Section 68-104, Compiled Statutes of Nebraska, 1929, is hereby repealed; that said original Section 68-114, C. S. Supp., 1935, is hereby repealed; that said original Sections 14-102 (XXV), 15-311, 15-329, 16-241, 16-310, 17-125, and 79-2117, Compiled Statutes of Nebraska, 1929, are hereby repealed; and that said original Sections 71-2301, 71-2303, 79-503 and 83-719, Compiled Statutes of Nebraska, 1929, are hereby repealed.

Sec. 54. If any clause, sentence, paragraph or part of this Act shall, for any reason, be adjudged to be invalid by any court of competent jurisdiction, such judgment shall not affect, impair or invalidate the remainder of this Act, but shall be confined in its operation to the clause, sentence, paragraph or part thereof directly involved in the controversy to which such judgment shall have been rendered; and all the powers herein granted to make rules, regulations and ordinances or other orders shall not be construed to extend beyond those which are necessarily and properly delegated to governmental subdivisions to execute the police power of the state.

Sec. 55. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law.

Amend the title, after the words "A BILL" by striking the remainder of said title and inserting in lieu thereof the following:

FOR AN ACT relating to health; to declare that the provisions of this Act regulating public health and remedial treatment and care of the indigent are matters of general state concern; to provide procedure, either upon special election or by petition, for the creation of health districts throughout the state of Nebraska; to prescribe duties for officers of governmental subdivisions hereunder; to prescribe the duties of the Director of Health for the Department of health with respect to the administration of this Act; to define and limit the powers of said health districts; to outline a method for their dissolution; to provide for the transfer of the title or the control and management of real estate or personal property in whole or in part from governmental subdivisions to health districts; to establish the consist of district health boards for health districts, when created, and for the appointment of original membership thereon by the Governor; to provide for appointment of successors to original members by the Governor; to enumerate the officers of district health boards and the powers and duties of board members and officers; to fix their compensation; to prescribe rules and regulations concerning annual estimates, annual budgets and annual tax levies for financing the activities of health districts; to provide the duties of governing bodies located in the several governmental subdivisions within health districts with respect to the levy, collection, allocation, segregation and paying out upon requisition of the tax money accruing to the health district fund; to provide that district health boards shall be successors to existing governing bodies or their agents in the governmental subdivisions within health districts in the administration of matters affecting public health and remedial care or treatment of the indigent; to provide for the organization of departments or divisions under district health boards to administer the provisions of this Act in the several health districts; to require annual reports from district health boards to the Governor; to provide penalties for the violation of the several sections thereof; to amend Section 14-101, Compiled Statutes of Nebraska, 1929, as amended by Section 2, Chapter 10, Laws of Nebraska, 1935, Special; to amend Sections 14-102 (III), 14-102 (XXVIII), 14-103, 14-126, 14-219 and 14-501, Compiled Statutes of Nebraska, 1929; to amend Section 15-201, Compiled Statutes of Nebraska, 1929, as amended by Section 5, Chapter 10, Laws of Nebraska, 1935, Special; to amend Sections 15-230, 15-233, 15-234, and 15-235, Compiled Statutes of Nebraska, 1929; to amend Section 16-201, Compiled Statutes of Nebraska, 1929, as amended by Section 6, Chapter 10, Laws of Nebraska, 1935, Special; to amend Sections 16-232, 16-239, 16-240, 16-304, 17-114, 17-123, 17-124, 17-207, 17-208, 19-301, 19-411, 19-501 and 26-104, Compiled Statutes of Nebraska, 1929; to amend Section 26-105, C. S. Supp., 1935; to amend 68-104, Compiled Statutes of Nebraska, 1929; to amend Section 68-114, C. S. Supp., 1935; to amend Sections 71-2301, 71-2303, 79-503 and 83-719, Compiled Statutes of Nebraska, 1929; to amend Sections 14-102 (XXV), 15-311, 15-329, 16-241, 16-310, 17-125 and 79-2117, Compiled Statutes of Nebraska, 1929; to repeal said original sections; and to declare an emergency.

LEGISLATIVE BILL NO. 159. Indefinitely postponed.
LEGISLATIVE BILL NO. 270. Indefinitely postponed.
LEGISLATIVE BILL NO. 271. Indefinitely postponed.
LEGISLATIVE BILL NO. 280. Placed on General File.
LEGISLATIVE BILL NO. 281. Placed on General File.
LEGISLATIVE BILL NO. 440. Indefinitely postponed.

(Signed) W. E. WORTHING Chairman.

Education

LEGISLATIVE BILL NO. 212. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 212:

1. Amend the printed bill, page 2, Section 1, by striking that part of said section commencing with the punctuation ";" in line 28, down to and including the word "**contract**" in line 38 therein.

2. Amend the printed bill, page 3, Section 2, line 15 by striking therefrom the words "**from year to year**".

3. Amend the printed bill, page 3, Section 2, line 18 by striking therefrom the words "**school year**" and by inserting in lieu thereof the words "**contract period**".

4. Amend the printed bill, page 3, Section 2, line 25 by inserting after the word and punctuation "**contract.**" a new sentence as follows:

"**The trustees shall annually consider the success of all teachers employed by them and by ballot determine whether any of such teachers' contracts shall be terminated under the aforesaid provision.**"

5. Amend the printed bill, page 4, Section 3, line 18, by striking therefrom the words "**school year**" and by inserting in lieu thereof the words "**contract period**".

6. Amend the printed bill, page 4, Section 3, line 25 by inserting after the word and punctuation "**contract.**" a new sentence as follows:

"**The trustees shall annually consider the success of all teachers employed by them and by ballot determine whether any of such teachers' contracts shall be terminated under the aforesaid provisions.**"

7. Amend the printed bill, page 4, Section 4, lines 16 and 17 by restoring the stricken matter therein.

8. Amend the printed bill, page 5, Section 4, lines 23 and 24 by striking therefrom the words "**from year to year**" therein.

9. Amend the printed bill, page 5, Section 4, line 26 by striking therefrom the words "**school year**" and by inserting in lieu thereof the words "**contract period**".

10. Amend the printed bill, page 5, Section 4, by inserting at the conclusion of line 39 therein a new sentence as follows:

"**The board of education shall annually consider the success of all teachers employed by them and by ballot determine whether any of such teachers' contracts shall be terminated under the aforesaid provision.**"

11. Amend the printed bill, page 5, Section 5, line 12, by restoring all of the stricken matter therein.

12. Amend the printed bill, pages 5 and 6, Section 5, lines 18 and 19 by striking therefrom the words "**from year to year**".

13. Amend the printed bill, page 6, Section 5, line 21 by striking

the words **"school year"** and by inserting in lieu thereof the words **"contract period".**

14. Amend the printed bill, page 6, Section 6, line 13 by restoring all stricken matter therein.

15. Amend the printed bill, page 7, Section 6, lines 24 and 25 by striking therefrom the words **"from year to year".**

16. Amend the printed bill, page 7, Section 6, line 27 by striking therefrom the words **"school year"** and by inserting in lieu thereof the words **"contract period".**

17. Amend the printed bill, page 7, Section 7, line 6 by striking therefrom the words **"from year to year".**

18. Amend the printed bill, page 7, Section 7, line 9 by striking therefrom the words **"school year"** and by inserting in lieu thereof the words **"contract period".**

19. Amend the printed bill, page 8, Section 7, line 21, by inserting after the punctuation "." and before the article "The" therein a new sentence as follows:

"The board of regents shall annually consider the success of all teachers employed by them and by ballot determine whether any of such teachers' contracts shall be terminated under the aforesaid provision."

20. Amend the printed bill, page 1, title, line 2 by inserting after the numbers and symbol "79-2508" and before the conjunction "and" therein the following:

", 79-2608".

21. Amend the printed bill, page 1, title, line 5, by striking therefrom the words **"from year to year".**

22. Amend the printed bill, page 1, title, line 7 by striking therefrom the words "school year" and by inserting in lieu thereof the words **"contract period".**

23. Amend the printed bill, page 1, title, line 9 by inserting after the punctuation ";" therein the following:

"to provide that school boards shall annually ballot on determination of teachers' contracts;"

24. Amend the printed bill, page 3, Section 2, line 17; page 4, Section 3, line 17; page 5, Section 4, line 25; page 6, Section 5, line

20; page 7, Section 6, line 26, and page 7, Section 7, line 8 by striking the words **"April fifteenth"** wherever the same appear therein and by inserting in lieu thereof the following: **"April first"; and on** page 1, title, line 6 strike "April fifteenth" and insert in lieu thereof the words "April first".

LEGISLATIVE BILL NO. 259.	Indefinitely postponed.
LEGISLATIVE BILL NO. 292.	Indefinitely postponed.
LEGISLATIVE BILL NO. 445.	Placed on General File with Amendments.

Standing Committee amendments to L. B. No. 445:

1. Amend the printed bill, page 3, Section 2 by striking that part of said section beginning with the word **"All"** in line 24 down to and including the syllable and punctuation **"struction."** in line 26.

2. Amend the printed bill, page 15, Section 8, line 3 by striking the **"s"** in **"graduates"** therein.

3. Amend the printed bill page 15, Section 8, line 13 by inserting after the word **"entitled"** therein the following:

"and for which recommended by the Board of Regents and faculty of the University of Nebraska".

4. Amend the printed bill, page 17, Section 12 by striking that part of said section commencing with the second article "the" in line 4 down to and including the word "sections" in line 5 therein and by inserting in lieu thereof the following:

"Section 79-1407, Compiled Statutes of Nebraska, 1929, as amended by Section 11, Legislative Bill No. 445, Fifty-second Session, Nebraska State Legislature".

5. Amend the printed bill, page 20, Section 18, line 34 by inserting after the word **"entitled"** therein the following:

"and for which recommended by the Board of Education for State Normal Schools and Teachers Colleges and a faculty thereof".

6. Amend the printed bill, page 21, Section 21, line 3 by inserting after the word "education" therein the following:

"or for temporary supply teachers".

7. Amend the printed bill, page 2, Section 2, line 8 by striking therefrom the words **"two dollars"** and by inserting in lieu thereof the words **"one dollar".**

8. Amend the printed bill, page 12, Section 3, line 299 by striking the word "**major**" therein and by inserting in lieu thereof the word "**minor**".

LEGISLATIVE BILL NO. 482. Indefinitely postponed.

(Signed) Edwin SCHULTZ, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 205. Correctly re-engrossed.
LEGISLATIVE BILL NO. 95. Correctly enrolled.
LEGISLATIVE BILL NO. 211. Correctly enrolled.
LEGISLATIVE BILL NO. 158. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed:

LEGISLATIVE BILL. NO. 95.
LEGISLATIVE BILL NO. 211.
LEGISLATIVE BILL NO. 158.

PRESENTED TO GOVERNOR

March 24, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 9:30 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 158.

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

March 23rd, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 123
Legislative Bill No. 68

Legislative Bill No. 107

Respectfully,
(Signed) THEO. M. OSTERMAN
Secretary to the Governor

Resolution Respecting the Memory of George Clark Porter
Introduced by L. B. Murphy

George Clark Porter, a unique character in the political history of Nebraska, a former member of the House of this Legislature, representing the Tenth District at the Forty-second regular session in 1919 died Saturday, March 20, 1937 at a Scottsbluff hospital. While painting in a house at his farm, two miles west of Morrill, Nebraska, he suffered a fall which was the cause of his death.

Early in January of this year George Clark Porter was in Lincoln, visited this Legislature and while talking to a friend quoted the following passage from Alaric the Visigoth by Edward Everett.

"When I am dead, no pageant train
Shall waste their sorrows at my bier,
Nor worthless pomp of homage vain
Stain it with hypocritic tear."

Little did he think that death truly rides on every breeze.

Born in Warren County, Illinois in 1874, of Scotch-Irish ancestry, George Clark Porter attended Lincoln Normal, Hastings College and Fremont Normal where he graduated in 1900. He was also a graduate of McCormick Seminary in Chicago and received the degree of Bachelor of Law from the University of Omaha. He was formerly a school teacher and minister. He was married and had one child. While serving in the Legislature as a Republican, he was extremely liberal in his political views, having been the Socialist candidate for Governor in Nebraska in 1914 and Union party candidate in Nebraska for Attorney General in the 1936 election. At the time when the Legislature met in 1919, the deceased was a lawyer in Omaha but soon after the adjournment of that session he moved to Morrill, Nebraska, where he continued the practice of his profession until his death.

WHEREAS, it is the desire of this body to render some tribute to the memory of our departed friend,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That it is the sense of this Legislature that the record of George Clark Porter of long, active and faithful service as a legislàtor and as a disciple of good government deserves more than passing mention.

2. That the Clerk of this Legislature be directed forthwith to forward to the widow of the deceased a copy of this resolution, properly authenticated and suitably engrossed after the same shall have been spread at large upon our journal, as an expression of our reverence to the memory of the deceased.

By unanimous consent the rules were suspended and the resolution adopted.

RESOLUTION—Expressing Assent to Agricultural Research

Mr. Warner called up the resolution offered on the Thirtieth Day, expressing assent of the Legislature of the State of Nebraska to the provisions and purpose of the act approved June 29, 1935 (Public No. 182-74th Congress), concerning agricultural research, and moved its adoption.

The resolution was adopted with 32 ayes, no nays, 11 not voting.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 556.

W. H. DIERS.

The motion prevailed with 32 ayes, 0 nays, 11 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 556. **By Diers** by special order of the Legislature.

A Bill for an Act relating to County government; to amend Section 26-292, Compiled Statutes of Nebraska, 1929, relating to township supervisors, their election and term of office; to provide for four-year terms for township supervisors; and to repeal said original section.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative

Bill No. 556 read the second time.

DIERS.

The motion prevailed with 30 ayes, 0 nays, 13 not voting.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 556. **By Diers** by special order of the Legislature.

Referred to Committee on Government.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 557.

CHARLES A. DAFOE.

The motion prevailed with 31 ayes, 2 nays, 10 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 557. By Dafoe, Dunn.

A Bill for an Act to amend Section 20-1082, Compiled Statutes of Nebraska, 1929, relating to civil procedure, district court; to provide the method and manner of serving notice of application for appointment of receiver upon the adverse party or his solicitor; to repeal said original section; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 557 read the second time.

CHARLES A. DAFOE.

The motion prevailed with 33 ayes, 0 nays, 10 not voting.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 557. By Dafoe, Dunn.

Referred to Committee on Judiciary.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 129. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 190. (With emergency clause)

A Bill for an Act to amend Section 27-601, C. S. Supp., 1933, as amended by Section 1, Chapter 68, Session Laws of Nebraska, 1935, relating to fiduciaries; to prescribe the classes of securities in which trustees, guardians, executors and administrators are authorized to invest in the absence of express instructions in the instrument creating the fiduciary relationship; to repeal said original section as amended; and to declare an emergency.

Whereupon the president stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 33:

Adams, E. A.
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Pizer
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 3:

Carpenter
Nuernberger
Peterson, J. B.

Not voting, 7:

Adams, J., Jr.
Armstrong
Comstock
Haycock
McMahon
Regan
Strong

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 55. (With emergency clause)

A Bill for an Act relating to live stock; to provide rules and regulations concerning the establishment and operation of live stock sales rings; to require live stock sales rings to maintain veterinary inspection; to provide that the Director of the Department of Agriculture and Inspection shall enforce the provisions of this Act; to declare that the license and permit fees collected hereunder shall be deemed occupation tax and not license moneys; to provide that all live stock sales rings shall employ weighmasters licensed by the Director of the Department of Agriculture and Inspection; to prescribe penatlies for the violation thereof; to repeal Article 12, Chapter 54, C. S. Supp., 1933; and to declare an emergency.

Whereupon the president stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 31:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 8:

Carlson
Carpenter
Carsten
Neubauer
Nuernberger
Reynolds
Schultz
Slepicka

Not voting, 4:

Adams, J., Jr.
Comstock
Haycock
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 52. (With emergency clause)

A Bill for an Act to amend Sections 1 and 2, Chapter 17, Session

Laws of Nebraska, 1935, relating to loans under National Housing Act; to provide that said loans and their incidents shall be eligible for insurance by the Federal Housing Administrator; to repeal said original sections; and to declare an emergency.

Whereupon the president stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 31:

Adams, E. A.
Adams, J., Jr.
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Knickrehm
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Schultz
Slepicka
Strong
Thomas
Tvrdik
Warner
Wells
Worthing

Voting in the negative, 1:

Carlson

Not voting, 11:

Armstrong
Ashmore
Dafoe
Haycock
Johnson, W. R.
McMahon
Miller
Nuernberger
Regan
Reynolds
Von Seggern

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 53. Laid over. Retains place on file.

SELECT FILE

LEGISLATIVE BILL NO. 227. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 86. Indefinitely postponed.

LEGISLATIVE BILL NO. 50.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fifty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 237.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fifty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 50.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 237.	Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 10:15 A. M. Mr. Carsten moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Murphy in the Chair.

After some time spent therein the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 83.	Referred to Committee on Enrollment and Review for review with amendments.

The following specific amendment was adopted in Committee of the Whole.

1. Amend the Legislative Bill, final form on Third Reading, page 1, Section 1, line 11 by restoring to the bill stricken matter in said line 11, as follows:

"the police magistrate Fifty Dollars ($50.00) per year;".

Committee of the Whole Amendments to L. B. No. 83:

Strike line 17 of Section 1 of the printed bill.

LEGISLATIVE BILL NO. 300. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee Amendments as found in the Legislative Journal for the Forty-fifth Day. These amendments were adopted in Coumittee of the Whole.)

Committee of the Whole Amendments to L. B. No. 300:

Amend Sec. 3, line 6 of the printed bill by inserting after the second word "an" the word "active".

Amend Sec. 10, line 12, by inserting after the word "employ" the following words: "a licensed embalmer of the state of Nebraska as".

LEGISLATIVE BILL NO. 301. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee Amendments as found in the Legislative Journal for the Forty-fifth Day. These amendments were adopted in Committee of the Whole.)

Committee of the Whole Amendments to L. B. No. 301:

1. Amend the Standing Committee amendments, paragraph 1, mimeographed copy, by striking all of said paragraph 1 and by inserting in lieu thereof the following:

"Amend the printed bill as follows:

Section 1, line 35, insert after "Department" **"Provided, that in so far as the requirements set out in this section increase those of any laws in force immediately prior to the time this Act becomes effective, they shall not apply to persons who are students enrolled in an acadamic, scientific or junior college for a pre-educational course preparing to enter a college of embalming, or in a college of embalming or to student embalmers as defined in such prior law, who are such on or prior to August 1, 1937."**

LEGISLATIVE BILL NO. 169. Referred to Committee on Enrollment and Review for review with amendments.

(Standing Committee Amendments as found in the Legislative Journal for the Forty-sixth Day were not adopted.)

Committee of the Whole Amendments to L. B. No. 169:

Section 1, line 1, printed bill, strike the words "out of the General Fund" and insert "out of Aeronautics Commission Fund."

Amend Sec. 2, printed bill, by striking all after the word "Building" in line 3, down to and including the word "or" in line 5.

Amend the title and body of the bill by striking the words "or successor" wherever the same appear and by inserting after the words "Commissioner of Public Lands and Buildings" the following words "or the lawful custodian of the State Capitol building".

(Signed) L. B. MURPHY.

The report was adopted.

MOTION—To Change Position on General File

Mr. President: I move that Legislative Bills Nos. 310, 232, and 250, in the order named, be placed upon the General File next following Legislative Bill No. 246.

J. N. NORTON.

The motion prevailed.

APPROVED BY GOVERNOR

March 23rd, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 157

Legislative Bill No. 115

Legislative Bill No. 404

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

March 24th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 158

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

MOTION—To Refer L. B. No. 227

Mr. President: I move that L. B. No. 227 be referred to Committee on Enrollment and Review for engrossment.

(Signed) HAYCOCK.

The motion prevailed.

MOTION—To Reconsider Action

Mr. President: I move that we reconsider our action on L. B. No. 469 and that it be re-referred to the Standing Committee.

(Signed) DUNN.

The motion was lost.

F. M. Greggs, former representative, addressed the Legislature briefly.

MOTION—To Adjourn

On motion of Mr. Diers, the Legislature adjourned at 12:15 P. M.

HUGO F. SRB,
Clerk of the Legislature.

FIFTY-NINTH DAY

Legislative Chamber,

Lincoln, Nebraska, March 25, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Dafoe and Regan who were excused.

The Journal for the Fifty-eighth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Worthing, Mr. Slepicka, Mr. Howard, Mr. Nuernberger, Mr. Von Seggern, Mr. Gantz, opposing any increase in the gallonage tax on alcoholic liquors; the Committee on Labor and Public Welfare, a telegram opposing the Child Labor Amendment.

NOTICE OF COMMITTEE HEARINGS

Drainage, Irrigation and Water Power

L. B. No. 522, April 7 and 9, 1937, at 2:00 P. M.
L. B. No. 318, April 7 and 9, 1937, at 2:00 P. M.
L. B. No. 490, April 7 and 9, 1937, at 2:00 P. M.
L. B. No. 494, April 7 and 9, 1937, at 2:00 P. M.
L. B. No. 424, April 7 and 9, 1937, at 2:00 P. M.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL NO. 214.	Indefinitely postponed.
LEGISLATIVE BILL NO. 265.	Placed on General File.
LEGISLATIVE BILL NO. 274.	Placed on General File with amendment.

Standing Committee amendment to L. B. No. 274:

Lines 5, 13, and 14 strike out the words "over the age of twenty-one" and insert in lieu thereof the words "between the ages of twenty-one and sixty-five years."

LEGISLATIVE BILL NO. 423.	Indefinitely postponed.
LEGISLATIVE BILL NO. 455.	Indefinitely postponed.
LEGISLATIVE BILL NO. 457.	Indefinitely postponed.
LEGISLATIVE BILL NO. 519.	Indefinitely postponed.

(Signed) W. F. HAYCOCK, Chairman.

Government

LEGISLATIVE BILL NO. 151.	Placed on General File with amendments.

Standing Committee amendments to L. B. No. 151:

1. Amend the printed bill, page 1, Section 1, line 10 by striking therefrom the words "five days" and by inserting in lieu thereof the words "twenty-four hours".

2. Amend the printed bill, page 1, title, line 10 by striking therefrom the words "five days" and by inserting in lieu thereof the words "twenty-four hours"; and also in said line 10 strike the word "occurence" and insert in lieu thereof the word "occurrence".

LEGISLATIVE BILL NO. 186.	Indefinitely postponed.
LEGISLATIVE BILL NO. 213.	Placed on General File.
LEGISLATIVE BILL NO. 297.	Placed on General File.
LEGISLATIVE BILL NO. 358.	Indefinitely postponed.
LEGISLATIVE BILL NO. 368.	Indefinitely postponed.
LEGISLATIVE BILL NO. 395.	Placed on General File with amendments.

Standing Committee amendments to L. B. No. 395:

1. Amend the printed bill, page 1, Section 1, by striking that part of said section commencing with the second preposition "to" before the word "be" in line 2 down to and including the word and

punctuation "Legislature," in line 4 therein and by inserting in lieu thereof the following:

", two from each congressional district to be nominated by the members residing therein";
and in line 6 of said Section 1 strike the word "appointments" and substitute in lieu thereof the word "nominations"; and amend the printed bill, page 1, Section 1, line 11 by inserting immediately after the word and punctuation "make." therein the following:

"The chairman of the council shall be chosen from the membership thereof by the majority of the members assigned to it. The legislative council shall occupy and maintain offices in the State Capitol Building."

2. Amend the printed bill, page 2, Section 2, line 8 by inserting after the syllable and punctuation "lature." therein the following:

"The council may, if it be deemed advisable to facilitate the solution of any special problem, definite proposal or concrete issue before it, call to its assistance from the body of the Legislature one or more members thereof outside of said council from time to time to serve on special committees of the council ad interim for special detailed legislature service."

3. Amend the printed bill, page 3, Section 6, line 2 by striking therefrom the word "once" and by inserting in lieu thereof the word "twice"; and in line 3 of said Section 6, strike the word "quarter" and insert in lieu thereof the word "year".

4. Amend the printed bill, page 3, Section 7, lines 2 and 3 by striking therefrom the words "the regular" and by inserting in lieu thereof the word "each".

5. Amend the printed bill, page 3, Section 8, line 1 by striking therefrom the words "revisor of statute" and by inserting in lieu thereof the following:

"director of research, to be selected by the council,";
and in said line 1 of Section 8 insert the punctuation ";" after the word "council" and before the conjunction "and" therein.

6. Amend the printed bill, page 3, Section 8, line 3 by striking therefrom the words "the council".

7. Amend the printed bill, page 3, Section 10, line 2 by inserting the word "regular" after the word "any" and before the word "session" therein; and in line 4 of said Section 10 strike the word "postoffice" therefrom.

8. Amend the printed bill, page 4, Section 11, line 1 by inserting after the word "council" therein the following:

"and members of any ad interim committee of the council".

LEGISLATIVE BILL NO. 402.	Indefinitely postponed.
LEGISLATIVE BILL NO. 403.	Indefinitely postponed.
LEGISLATIVE BILL NO. 71.	Replaced on General File with amendments.

Standing Committee amendments to L. B. No. 71:

1. Strike all Enrollment and Review amendments to the original and printed bill as set forth on pages 912 and 913 of the Legislative Journal.

2. Restore all Standing Committee amendments to the printed and the original bill as set forth on pages 490 and 491 of the Legislative Journal.

3. Amend the printed bill, page 2, Section 1, line 23 by inserting the word **"then"** after the word and punctuation "village," and before the word "in" therein; and after the third and last word "in" in said line 23, insert **"or of general circulation in"**; and in line 25 of said Section 1 on page 2 insert after the word "description" therein the following:

"of such real estate".

4. Amend the printed bill, page 2, Section 1, line 26 by striking therefrom the following: ": AND **Provided**, when" and by inserting in lieu thereof the following:

"; and if said bid or bids have not been rejected, then said real estate shall be sold to the higest bidder for cash and the mayor and city clerk or the chairman of the board of trustees and the village clerk, as the case may be, upon authority of said resolution directing them so to do, shall convey said real estate to said highest bidder for said real estate upon payment by him of his bid therefor; and provided further, if a remonstrance against such sale signed by thirty per cent of the electors of such city or village voting at the last regular municipal election held therein, be filed with the governing body of such city or village three or more days prior to the day set for said sale, said property shall not then, nor within one year thereafter be sold. When".

5. Amend the printed bill, page 2, Section 1, line 36 by striking that part of said line commencing with the punctuation ";" and ending

with the word "no" and inserting in lieu thereof the word "No".

LEGISLATIVE BILL NO. 111. Replaced on General File with amendments.

Standing Committee amendments to L. B. No. 111:

1. Strike all Enrollment and Review amendments to the original and printed bill as set forth on pages 913 and 914 of the Legislative Journal.

2. Restore all Standing Committee amendments, except Amendments Nos. 3, 4 and 5 to the printed and original bill, as set forth on pages 491 and 492 of the Legislative Journal.

3. Amend the printed bill, pages 1 and 2, Section 1, lines 13 and 14 by striking therefrom the word "ordinance" and by inserting in lieu thereof the word "resolution".

4. Amend the printed bill, page 2, Section 1, by striking that part of said section commencing with the word "at" in line 15 down to and including the syllable "ed" in line 16 and by inserting in lieu thereof the following:

"through any form of tax sale or tax lien foreclosure".

5. Amend the printed bill, page 2, Section 1, line 16 by inserting immediately preceding the word "upon" therein the following:

"or any real estate owned by said city which the council thereof shall find, and by such resolution declare, to be of less value than five thousand dollars except real estate used in the operation of public utilities by said city,".

6. Amend the printed bill, page 2, Section 1, by striking all of the rest of said section commencing with the punctuation ":" in line 17 after the word "people" therein and by inserting in lieu thereof the following:

", but before any such sale is made the city council shall advertise such sale for three consecutive weeks in a legal newspaper published in the city or, in case no such newspaper is published in said city, then in a legal newspaper published in or of general circulation in the county in which said city is situated; and such notice shall set out the time, place, terms, manner of sale, legal description of such real estate, and the right to reject any and all bids; and if said bid or bids have not been rejected, then said real estate shall be sold to the highest bidder for cash and the mayor and the city clerk, upon authority of said resolution, adopted by a vote of three-fourths of the members of

said council shall convey said real estate to said highest bidder for said real estate upon payment by him of his bid therefor; and provided further, if a remonstrance against such sale signed by thirty per cent of the electors of such city voting at the last regular municipal election held therein, be filed with the governing body of such city three or more days prior to the day set for said sale, said property shall not then, nor within one year thereafter, be sold.".

7. Amend the printed bill, page 1, title, line 6 by inserting after the word "may" and before the word "by" therein the following: ", by resolution,"; and further amend said title by striking that part of said title commencing with the word "real" in line 7 down to and including the word "less" in line 8 and by inserting in lieu thereof the following:

"any real estate owned by such city of less value than five thousand dollars except real estate used in the operation of public utilities".

(Signed) P. L. CADY, Chairman.

Labor and Public Welfare

LEGISLATIVE BILL NO. 136. Placed on General File.
LEGISLATIVE BILL NO. 189. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 189:

Amend the printed bill as follows:

1. On page 2, commencing with line 1, strike all of the page and through line 20 on page 3.

2. On page 3, line 7, strike the period after the word "payable" and insert in lieu thereof a colon, and add the following: "Provided, however, that prior to April 1, 1940, the term 'base period' shall mean the period beginning on January 1, 1938, and ending with the last day of the next to the last completed calendar quarter immediately preceding any week with respect to which benefits are payable."

3. On page 4, line 22, strike the word "commission" and substitute therefor the word "commissioner".

4. On page 4, Section 2, line 25, insert "; (1) Any" in lieu of "any". Line 29, strike all of said line after "which" and strike all down to and including line 37 and insert in lieu thereof "in each of twenty different weeks, whether or not such weeks are or were consecutive, within either the current or preceding calendar year, has or

had in employment eight or more individuals, irrespective of whether the same individuals are or were employed in each such week. All individuals performing services for any employer of any person in this state who maintains two or more separate establishments within this state shall be deemed to be employed by a single employer for the pupose of this Act. Any artifice or device, including any contract or subcontract, by any employer for the performance of work, which is a part of such employer's usual trade, occupation, profession or business, entered into for the purpose or with the intent of evading the application of this subsection to such employer, is hereby prohibited and declared to be unlawful;

(2) Any individual or employer of any person in this state which acquired the organization, trade or business, or substantially all the assets thereof, of another which at the time of such acquisition was an employer subject to this Act.

(3) Any employer of any person in this state which acquired the organization, trade or business, or substantially all the assets thereof, of another employer of any person in this state (not an employer subject to this Act) and which, if subsequent to such acquisition it were treated as a single unit with such other employer would be an employer under paragraph (1) of this subsection;

(4) Any employer of any person in this state which, together with one or more other such employers is owned or controlled (by legally enforceable means or otherwise) directly or indirectly by the same interests, or which owns or controls one or more other such employers or interests, or both, would be an employer under paragraph (1) of this subsection;

(5) Any employer of any person in this state which, having become an employer under paragraph (1), (2), (3), or (4), has not, under section 8, ceased to be an employer subject to this Act; or

(6) For the effective period of its election pursuant to section 8 (c) any other employer of any person in this state to become fully subject to this Act."

5. On page 5, line 69, after the word "unless" add "shown to the satisfaction of the commissioner that".

6. Page 5, line 78, strike the semicolon and the last word "but" and insert a period in lieu thereof. In line 79, insert the figure "6" in parenthesis and capitalize the first letter of the first word "the", and after the word "term" insert the word "employment".

7. Page 5, line 82, insert the word "Casual" before "Services" and strike the capital "S" and insert case letter "s" in "Services".

8. Page 5, line 84, strike "employing unit" and insert in lieu thereof "employer".

9. Page 5, lines 84 and 85, strike the word "employment" and insert in lieu thereof the word "services".

10. Page 5, line 86, change the period to a semicolon.

11. Page 6, line 93, change the period to a comma and add "or of an instrumentality of any other state or states or their political subdivisions or of the United States."

12. Page 6, line 105, change the comma after "Congress" to a period and strike "or of another state;". Page 6, line 119, strike the period and add, "and the term "services" shall not include that part of odd jobs or subsidiary work, or both, for which remuneration equal to or less than $3.00 in any one week is payable.

13. Page 6, line 123, strike the definition of "Wages" and substitute therefor "Wages means all remunerations payable for personal services, including commissions and bonuses and the cash value of all remunerations payable in any medium other than cash. The reasonable cash value of remuneration payable in any medium other than cash may be estimated in accordance with rules prescribed by the commissioner."

14. Page 7, line 126, put a period after "prescribe" and strike the balance of the sentence.

15. Page 7, line 10, insert after "weekly" and before the comma the word "wage".

16. Page 8, line 33, change the period to a comma, and add "and such of the seven immediately preceding calendar quarters as the commissioner may, by regulation, prescribe."

17. Page 8, line 34, strike "each" and insert "an" in lieu thereof. Line 36 strike "during each quarter" and insert after "390" the words "per quarter".

18. Page 9, line 21, strike the word "sections" and insert "subsections".

19. Page 9, line 22, strike the letter "(c)" and insert in lieu thereof the letter "(e)".

20. Page 9, line 25, strike the word "four" and insert in lieu

thereof the word "three", and strike the word "five" and insert in lieu thereof the word "four".

21. Page 11, line 56, strike the semicolon and insert in lieu thereof a comma and add, "or a dismissal or separation allowance:".

22. Page 11, line 5, strike the word "becoomes" and insert in lieu thereof the word "becomes".

23. Page 12, line 17, after the comma insert the following: "except that in any case in which the payment or denial of benefits will be determined by the provisions of Sectino 5 (d) of this Act, the deputy shall promptly transmit his full fndings of fact, with respect to that subsection, to the commissioner, who, on the basis of the evidence submitted and such additional evidence as he may require, shall affirm, modify or set aside such findings of fact and transmit to the deputy a decision upon the issue involved under that subsection, which shall be deemed to be the decision of the deputy."

24. Page 12, line 19, strike all of sentence after "therefor" and insert in lieu thereof a period and "The deputy may reconsider, for good cause, his decision and shall promptly notify the claimant and such other interested parties of his amended decision and reasons therefor."

25. Page 12, line 27, after the word "appeal" insert the words, "to an appeal tribunal".

26. Page 12, line 29, insert after "decision" the words, "of an appeal tribunal". Line 35, strike all after "therefor" and insert a period.

27. Page 13, line 55, change subsection "(f)" to subsection "(e)".

28. Page 13, line 60, strike sentence beginning with "A" and insert in lieu thereof, "A full and complete record shall be kept of all proceedings in connection with the disputed claim. All testimony at any hearing upon a disputed claim shall be recorded, but need not be transcribed unless the disputed claim is further appealed."

29. Page 13, line 63, change the subsection "(g)" to "(f)".

30. Page 13, line 68, change the subsection "(h)" to "(g)", and in the same line change the word "the" to "an".

31. Page 13, line 78, change the subsection "(i)" to "(h)", and in the same line change the second word "the" to "an".

32. Page 13, line 79, strike the words "board of review" and substitute therefor the words "appeal tribunal". Line 82, strike all of said line after "have" and insert "been last employed" in lieu thereof.

33. Page 14, line 87, after the word "claimant" insert "whose account might be chargeable with benefits".

34. Page 14, line 114, strike the word "commission" and insert in lieu thereof the word "commissioner".

35. Page 14, line 114, insert after the word "costs" the words, "which would be otherwise taxed to a claimant".

36. Page 15, lines 6 and 7, strike the words "accordance with such regulation as the commissioner may" and insert in lieu thereof the words, "such manner and at such times as the commissioner may, by general rule,".

37. Page 15, line 26, subsection (c) (1) of Section 7, strike all of the sentence and insert in lieu thereof, "No employer's rate shall be less than 2.7 per centum unless benefits have been payable from his account throughout the preceding calendar year."

38. Page 16, line 39, insert after "if", "at the beginning of such calendar year".

39. Page 16, line 41, after the word "year", strike the remainder of the line and all of line 42 and up to the first word "his" in line 43; and in line 43 after the words, "per centum", strike rest of sentence and insert in lieu thereof, ", not exceeding 2.7 per centum, as the commissioner finds necessary to maintain such reserve account at 7-½ per centum of his annual pay roll during the ensuing calendar year.".

40. Page 16, strike all of lines 48 to 57 inclusive, and insert in lieu thereof the following: "(3) Any employer may at any time make voluntary contributions, additional to the contributions required under this Act, to the fund to be credited to his account."

41. Page 17, beginning with the word "After" in line 84, strike the balance of the paragraph and insert in lieu thereof the following: "Two years after the termination of his reserve account, any balance therein shall be credited to the fund's pooled account:"

42. Page 18, line 110, strike out the numeral "(2)" and insert in lieu thereof "(e)".

43. Page 18, line 118, strike "(c)" and insert in lieu thereof "(e)".

44. Page 18, line 118, strike the word "commission" and insert in lieu thereof the word "commissioner".

45. Page 18, line 141, strike the words "employing unit" and insert in lieu thereof the words, "employer, whether or not subject to this Act,".

46. Page 19, line 1 of Sec. 8, insert after the first word "employer" the words, "not otherwise subject to this Act".

47. Page 19, Section 8 (b), line 9, strike "one" and insert "eight" in lieu thereof. Line 10, add new subsection as follows: "(c)" (1) An employer not otherwise subject to this Act, which files with the commissioner its written election to become an employer subject hereto for not less than two calendar years, shall, with the written approval of such election by the commissioner, become an employer subject hereto to the same extent as all other employers, as of the date state in such approval, and shall cease to be subject hereto as of January 1 of any calendar year subsequent to such two calendar years, only if at least thirty days prior to such 1st day of January, it has filed with the commissioner a written notice to that effect.

(2) Any employer of any person in this state for which services that do not constitute employment as defined in this Act are performed, may file with the commissioner a written election that all such services performed by individuals in its employ in one or more distinct establishments or places of business shall be deemed to constitute employment for all the purposes of this Act for not less than two calendar years. Upon the written approval of such election by the commissioner, such services shall be deemed to constitute employment subject to this Act from and after the date stated in such approval. Such services shall cease to be deemed employment subject hereto as of January 1 of any calendar year subsequent to such two calendar years, only if at least thirty days prior to such 1st day of January such employing unit has filed with the commissioner a written notice to that effect."

48. Page 19, Section 8 (b), line 4, strike "An" and insert in lieu thereof "Except as otherwise provided in subsection (c) of this section, an".

49. Page 19, line 14, strike all of lines 14 and 15 and first word, "agent," in line 16 and insert after "it", "upon vouchers drawn by the commissioner or his duly authorized agent".

50. Page 20, line 31, after the word "possession" strike the word, "of" and insert in lieu thereof the word, "or". Line 39, strike "treasurer shall give a separate bond conditioned" and insert "treasurer's bond shall be conditioned" in lieu thereof. Line 40, strike "as custodian of the fund" and insert "under this Act." in lieu thereof, and strike all thereafter to line 44.

51. Page 20, line 45, after the word, "fund", insert the word "solely".

52. Page 21, line 53, after the word, "benefits", insert "solely". Line 56, strike all of sentence beginning with "All".

53. Page 25, line 88, strike the words "employing unit" and insert in lieu thereof the word, "employer, whether or not subject to this Act,".

54. Page 25, line 94, strike the words "employing unit" and insert in lieu thereof the word, "such employer".

55. Page 25, line 98, after the word, "confidential", insert the following: ", except to the extent necessary for the proper presentation of contest of a claim,".

56. Page 27, line 155, strike the word, "facilitate" and insert in lieu thereof the words, "provide for".

57. Page 28, line 52, after the word, "established", strike the word "in".

58. Page 30, line 29, after the word, "offices" insert the words, "established pursuant to Section 12 of this Act,".

59. Page 30, line 34, after "account", insert "the moneys designated in Section 12 (e) of this Act, and".

60. Page 30, line 17, strike all of the subsection after the word, "Act."

61. Page 31, line 32, before the word "are" insert the words, "or interest".

62. Page 31, line 35, at the end of the subsection, insert the sentence: "Such adjustments or refunds shall be made within four years after the date of such over-collection."

63. Page 32, line 19, strike all after the word, "agent," and to the end of the sentence in line 21, and insert in lieu thereof the following: ", and such counsel may either charge or receive for such services a reasonable fee to be approved by the commissioner. The

commissioner may, in special cases, pay such fee from the Unemployment Compensation Administration Fund."

64. Page 33, in line 9, insert after the first word "employer" the words and punctuation marks, ", whether or not subject to this Act, ", and insert the word, "such" after the word, "of".

65. Page 34, line 1 of Sec. 18, after the word "authorized" strike the words "by rule" and insert in lieu thereof the words and punctuation marks, ", after public notice and hearing,".

66. Page 34, line 4 of Sec. 18, after the word, "employer", insert the following: ", whether or not subject to this Act,".

67. Page 34, line 7 of Sec. 18, after the word, "be", insert the words, "engaged in".

68. Page 34, line 9 of Sec. 18, strike the word, "several", and insert in lieu thereof the words, "the several".

69. Page 35, Sec. 22, line 1, insert the word, "Session", before the word, "Laws", and in lines 2 and 3, strike all in parentheses.

70. Page 22, line 9, strike "commissioner" and insert "Governor" in lieu thereof. Line 10, strike "Senate" and insert "Legislature" in lieu thereof. Insert ", not to exceed Thirty-six Hundred Dollars ($3600.00) per annum," after "compensation". Line 11, strike "direetor" and insert "director" in lieu thereof.

71. Page 27, line 4, strike "Commissioner of Labor", and insert in lieu thereof **"Governor, with the consent of the Legislature,"**. Line 7, strike "and" and insert in lieu thereof **". The Commissioner may appoint"**. Line 8, strike the lines through the proviso clause to end of sentence. Line 9, strike "such assistant or assistants" and insert in lieu thereof **"director or officer"**. Line 13, insert **", not to exceed Thirty-six Hundred Dollars ($3600.00) per annum,"**, after "compensation". Line 14, strike "Commissioner of Labor" and insert "Governor", in lieu thereof.

72. Page 27, line 22, strike the period and add **"in local offices because of the small size of the territory served or the volume of the work performed."**

73. Page 28, line 53, insert after "division", "as a division of the State Department of Labor". Line 58, strike period after "impracticable" and insert "in local offices because of the small size of the territory served or the volume of the work performed."

74. Page 29, line 75, strike said line and first syllable in line 76, and insert in lieu thereof "Governor is authorized, with the consent of the Legislature to appoint the director at a salary of not to exceed Thirty-six Hundred Dollars ($3600.00) per annum, and the commissioner may appoint other officers and employees".

75. Page 32, line 34, after the end of the sentence add the following: Any assignment, pledge or encumbrance of any right or claim to contributions or to any moneys credited to any employer's reserve account in the unemployment compensation fund shall be void and the same shall be exempt from levy, execution, attachment or any other remedy whatsoever provided for the collection of debt and any waiver of any exemption provided for in this sentence shall be void."

LEGISLATIVE BILL NO. 197. Indefinitely postponed.
LEGISLATIVE BILL NO. 242. Indefinitely postponed.
LEGISLATIVE BILL NO. 331. Indefinitely postponed.
LEGISLATIVE BILL NO. 377. Placed on General File.
LEGISLATIVE BILL NO. 379. Placed on General File.
LEGISLATIVE BILL NO. 436. Indefinitely postponed.
LEGISLATIVE BILL NO. 450. Placed on General File.
LEGISLATIVE BILL NO. 468. Indefinitely postponed.

(Signed) LESTER L. DUNN, Chairman.

Agriculture

LEGISLATIVE BILL NO. 76. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 76:

(Note: Capital letters indicate stricken matter, blackface indicates new **matter**)

1. Amend the printed bill, page 1, by striking all of Sections 1 and 2 thereon and by inserting in lieu thereof the following:

"Section 1. That Section 26-1807, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

26-1807. That there shall be paid from the general fund of the county a bounty of TEN CENTS (10c) FOR EACH AND EVERY POCKET GOPHER, CROW, MAGPIE AND GROUND SQUIRREL **five cents for each and every crow or magpie,** killed in ANY **the** county: PROVIDED, THE COUNTY BOARD OF SUCH COUNTY SHALL, IN REGULAR SESSION, ADOPT THE PROVISIONS OF THIS ACT, IN WHOLE OR IN PART **and upon presentation to the county clerk of**

said county, of the head of such crow or magpie so killed. No claim shall be allowed and paid for killing of less than twenty crows or magpies.

Sec. 2. That Section 26-1809, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

26-1809. The county treasurer is hereby authorized and required upon the presentation to him of the warrant issued to this account by the county clerk of his county to pay said warrant for the number of GOPHERS, crow, or magpie AND GROUND SQUIRREL SCALPS OR heads enumerated in said certificates at the rate of TEN CENTS **(10c) five cents** FOR EACH SCALP AND PAIR OF FEET OR for each head: **Provided, however, the county board of each county shall, upon or before the first day of January in each year, by resolution, direct the county clerk of such county to certify to the Auditor of Public Accounts the amount of money expended by such county for bounties under the provisions of this Act. The county clerk shall forward said certificates to the Auditor of Public Accounts, who shall forthwith issue warrants to such county for one-half of the amount so certified to as aforesaid, and the state Treasurer is hereby authorized and directed to pay said warrant when presented out of such moneys specifically appropriated during any biennium by the Legislature for the uses and purposes of this Act; and provided further, that the provisions of this Act shall be binding upon each and every county in this state.".**

2. Amend the printed bill, page 1, title, lines 4 and 5, by striking therefrom "pocket gophers, ground squirrels,"; and in line 5 strike the first conjunction "and" and insert in lieu thereof the conjuntcion "or".

3. Amend the printed bill, page 1, Caption "Introduced by" by striking all of said caption commencing with the word "Frost" therein and by inserting in lieu thereof the following:

"Tracy T. Frost of Howard, John Knickrehm of Hall and O. Edwin Schultz of Antelope."

(Signed) E. M. NEUBAUER, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 523. Placed on Select File.
LEGISLATIVE BILL NO. 537. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 537:

I. Amend the printed bill, page 1, Section 1, line 13—page 1, Section 1, line 14 of the original bill—by striking the punctuation "," after the word **"Statutes"** and before the word **"Nebraska"** therein and insert in lieu thereof the preposition "of" therein; and amend the Standing Committee amendments, Amendment No. 3, by striking the last sentence therein.

II. Amend the original bill, page 1, Section 2, line 1 by striking the first word "Section" therein and by inserting in lieu thereof "Sec."; and amend the printed bill, page 2, Section 2, line 7—page 1, Section 2, line 7 of the original bill—by striking the punctuation ";" therein and by inserting in lieu thereof the punctuation ":" after the word "trade".

III. Amend the Standing Committee amendments, Amendment No. 6, page 1, line 5 by inserting the punctuation "," before the figures "1933" therein.

IV. Amend the Standing Committee amendments, page 1, by striking all of Amendment No. 7 thereon; and also amend the printed bill, page 2,—page 2 of the original bill—by striking all of Section 3 thereon and by inserting in lieu thereof the following:

"Sec. 3. That said original Section 28-435, Compiled Statutes of Nebraska, 1929, is hereby repealed; and that said original Section 28-437, C. S. Supp., 1933, is hereby repealed.".

V. Amend the Standing Committee amendments, page 1, by striking all of Amendment No. 8 thereon; and amend the printed bill, page 1, title—page 1, title of the original bill—by striking all of said title after the word "amend" in line 2 therein and by inserting in lieu thereof the following:

"Section 28-435, Compiled Statutes of Nebraska, 1929; to amend Section 28-437, C. S. Supp., 1933, relating to crimes and punishments; to prohibit the possession, planting, cultivation, sale, barter or giving away of cannibas, hashish or marijuana except under certain conditions; and to repeal said original sections.".

LEGISLATIVE BILL NO. 202. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 202:

I. Amend the printed bill, page 1, title, line 3,—page 1, title, line 3 of the original bill,—by inserting after the word and punctuation "salaries;" therein the following:

"to enumerate the services which shall be considered as included in the fees in full for any and all services to be performed by county judges in the settlement of estates wherein no contest arises:".

II. Amend the printed bill, page 2, Section 1, line 43,—page 3, Section 1, line 56 of the original bill,—by inserting the punctuation "," before the first article "the" and after the symbol and figures "$25,000.00" therein.

LEGISLATIVE BILL NO. 194. Placed on Select File with amendments.

I. Amend the printed bill, page 2, Section 1, line 16,—page 2, Section 1, line 20 of the original bill,—by striking the punctuation "," after the word "stock" therein; and in line 17 of said section of the printed bill—line 20 of the original bill—strike the preposition "for" and insert in lieu thereof the preposition "of".

II. Amend the printed bill, page 2, Section 1, line 46,—page 3, Section 1, line 57 of the original bill,—by striking the punctuation and word ", which" and by inserting in lieu thereof the following:

"; and said".

LEGISLATIVE BILL NO. 266. Placed on Select File with opinion, for specific amendments.

L. B. No. 266 reviewed by Legislative Counsel, Milton C. Murphy, who is of the opinion that the bill in its present form is of doubtful validity for the reason that it amends Section 77-403, Compiled Statutes of Nebraska, 1929, which is not germane to the new subject matter included in the bill.

LEGISLATIVE BILL NO. 520. Placed on Select File.
LEGISLATIVE BILL NO. 320. Placed on Select File.
LEGISLATIVE BILL NO. 321. Placed on Select File with amendment.

Enrollment and Review amendment to L. B. No. 321:

I. Amend the Committee of the Whole amendments, A, line 2, by inserting the punctuation ":" before the word "Provided" therein.

LEGISLATIVE BILL NO. 163. Correctly engrossed.
LEGISLATIVE BILL NO. 97. Correctly engrossed.
LEGISLATIVE BILL NO. 237. Correctly engrossed.
LEGISLATIVE BILL NO. 253. Correctly enrolled.

LEGISLATIVE BILL NO. 190. Correctly enrolled.

LEGISLATIVE BILL NO. 52. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

March 24, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 3:00 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 95.
LEGISLATIVE BILL NO. 211.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Reconsider Action on L. B. No. 159

Mr. President: I move that the Legislature reconsider its action and that L. B. No. 159 be placed on General File.

(Signed) E. M. VON SEGGERN.

The motion was lost.

MOTION—To Adjourn Today Until March 29th

Mr. President: I move that when we adjourn today we adjourn until Monday March 29th at 9 o'clock A. M.

(Signed) FRED L. CARSTEN.

The motion was lost.

REQUEST FOR STATEMENT IN JOURNAL

Mr. President: I would like to have the Journal show that had I been present on Third Reading of L. B. No. 55, I would have voted "aye".

W. F. HAYCOCK.

So ordered.

APPROVED BY GOVERNOR

March 24th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 125.

Respectfully,
(Signed) THEO. M. OSTERMAN
Secretary to the Governor.

March 25th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 221

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed:

LEGISLATIVE BILL NO. 253.
LEGISLATIVE BILL NO. 190.
LEGISLATIVE BILL NO. 52.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 129. (With emergency clause)

A Bill for an Act to amend Sections 46-101 and 46-111, Compiled Statutes of Nebraska, 1929, relating to irrigation; to define the term "elector" as it is used in connection with the organization and operation of irrigation districts; to empower irrigation districts to acquire property through tax sale foreclosure; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 6:

Carpenter
Dafoe
Hall
McMahon
Regan
Thomas

A Constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 53. (With emergency clause)

A Bill for an Act to amend Section 8-309, Compiled Statutes of Nebraska, 1929, as amended by Section 3, Chapter 14, Session Laws of Nebraska, 1935, relating to banks and banking; to provide that building and loan associations shall be authorized to obtain insurance of their loans by the Federal Housing Administrator; to repeal said original section as amended; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 30:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Knickrehm
McMahon
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Tvrdik
Warner
Wells

Voting in the negative, 5:

Howard
Miller
Murphy
Nuernberger
Strong

Not voting, 8:

Ashmore
Comstock
Dafoe
Johnson, W. R.
Regan
Thomas
Von Seggern
Worthing

A Constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 14.

A Bill for an Act relating to public convenience and welfare; to regulate the professional practice of engineering and architecture, creating the State Board of Examiners for Professional Engineers and Architects, providing for the necessary funds to defray the expenses thereof; and providing penalties for the violation of this Act.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 29:

Adams, E. A.
Adams, J., Jr.
Armstrong
Comstock
Diers
Dunn
Johnson, R. W.
Johnson, W. R.
Knickrehm
Schultz
Slepicka
Tvrdik

Brandt
Brodecky
Cady
Carlson
Carsten
Gantz
Hall
Haycock
Howard
McMahon
Nuernberger
Peterson, C. H.
Pizer
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 9:

Ashmore
Carpenter
Frost
Murphy
Neubauer
Norton
Peterson, J. B.
Reynolds
Strong

Not voting, 5:

Brady
Dafoe
Miller
Regan
Thomas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 15. (With emergency clause)

A Bill for an Act to amend Section 16-254, Compiled Statutes of Nebraska, 1929, relating to cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants; to amend Section 17-506, Compiled Statutes of Nebraska, 1929, relating to cities of the second class having a population of more than one thousand and less than five thousand inhabitants and to villages; to provide the compensation which said cities and villages shall pay to the sheriffs of their respective counties for boarding city prisoners or village prisoners, as the case may be, confined in the jails of the counties in which said cities or villages are situated; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Comstock
Diers
Dunn
Frost
Gantz
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Pizer
Reynolds
Schultz
Slepicka
Strong

Brandt
Brodecky
Cady
Carlson
Carsten
Hall
Haycock
Howard
Johnson, R. W.
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Tvrdik
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 6:

Carpenter
Dafoe
McMahon
Regan
Thomas
Von Seggern

A Constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 196.

A Bill for an Act to amend Sections 20-406 and 20-409, Compiled Statutes of Nebraska, 1929, relating to venue of civil actions; to provide where actions for tort may be brought; and to repeal said original sections.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 2:

Comstock
Haycock

Not voting, 7:

Brady
Cady
Dafoe
McMahon
Pizer
Regan
Thomas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

COMMITTEE OF THE WHOLE

At 10:30 A. M. Mr. Worthing moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Worthing in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 67.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 102.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 182.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 433.	Indefinitely postponed.

(Signed) W. E. WORTHING, Chairman.

The report was adopted.

MOTION—To Change Position on General File

Mr. President: At the request of the Standing Committee, I move that L. B. No. 136 be placed at the head of General File and that D. B. No. 189 follow L. B. No. 136 thereon.

(Signed) LESTER L. DUNN.

The motion prevailed.

MOTION—To Adjourn

At 12:10 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SIXTIETH DAY

Legislative Chamber,

Lincoln, Nebraska, March 26, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Carlson and Regan who were excused.

The Journal for the Fifty-ninth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Neubauer, Mr. Tvrdik, Mr. Haycock, Mr. Dunn, opposing the Child Labor amendment; Mr. Brodecky, Mr. Knickrehm, favoring the Child Labor amendment; Mr. Slepicka, Mr. Hall, favoring an appropriation for the maintenance of Nebraska's seven state parks; Mr. Worthing, Mr. Comstock, Mr. Pizer, Mr. McMahon, Mr. Knickrehm, opposing any increase in the gallonage tax on alcoholic liquor; Mr. Tvrdik, favoring L. B. No. 314; Mr. Pizer, favoring L. B. No. 50; Mr. Tvrdik, Mr. Worthing, favoring L. B. No. 18.

COMMUNICATIONS

A letter was read from R. W. Aszmus of Stickney, S. D. regarding L. B. No. 478 and from The Nebraska Workers Alliance of Lincoln in regard to social security legislation.

A communication, addressed to Mr. Norton from the Nebraska League of Women Voters was also read, asking that the Legislative Council, if created under L. B. No. 395, be directed to make a comprehensive study concerning a civil service law in Nebraska, and if L. B. No. 395 fails of passage that a Committee be appointed by the Legislature to make such study and report at the next session of the Legislature.

NOTICE OF COMMITTEE HEARINGS

Public Highways and Bridges

L. B. No. 313, Thursday, April 1, 1937, 2:00 P. M.

Revenue

L. B. No. 303, Thursday, April 1, 1937, 2:00 P. M.

L. B. No. 343, Thursday, April 1, 1937, 2:00 P. M.

L. B. No. 410, Thursday, April 1, 1937, 2:00 P. M.

Judiciary

L. B. No. 336, Wednesday, March 31, 1937, 2:00 P. M.

L. B. No. 521, Wednesday, March 31, 1937, 2:00 P. M.

L. B. No. 236, Wednesday, March 31, 1937, 2:00 P. M.

L. B. No. 349, Wednesday, March 31, 1937, 2:00 P. M.

L. B. No. 529, Wednesday, March 31, 1937, 2:00 P. M.

L. B. No. 451, Wednesday, March 31, 1937, 2:00 P. M.

L. B. No. 386, Wednesday, March 31, 1937, 2:00 P. M.

L. B. No. 557, Wednesday, March 31, 1937, 2:00 P. M.

L. B. No. 233, Wednesday, March 31, 1937, 2:00 P. M.

L. B. No. 541, Wednesday, March 31, 1937, 3:00 P. M.

L. B. No. 542, Wednesday, March 31, 1937, 3:00 P. M.

Legislative Committee

L. B. No. 389, Monday, March 29, 1937, 1:30 P. M.

L. B. No. 390, Monday, March 29, 1937, 1:30 P. M.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 110. Indefinitely postponed.

(Signed) FRANK J. BRADY, Chairman.

Judiciary

LEGISLATIVE BILL NO. 56. Indefinitely postponed.
LEGISLATIVE BILL NO. 91. Indefinitely postponed.
LEGISLATIVE BILL NO. 132. Indefinitely postponed.
LEGISLATIVE BILL NO. 144. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 144:

Section 1, Line 7, printed bill, strike the word "When" and the remainder of said line and insert in lieu thereof the following: "Whenever any vacancy exists in the Legislature at the time the Legislature convenes or is in session, the Governor shall".

Section 1, strike all of Line 8, printed bill.

Section 1, Line 35, strike "Senate of Nebraska", printed bill.

Title, strike the word "Senators" just before the words "of Nebraska" and capitalize the word "legislature".

LEGISLATIVE BILL NO. 171. Indefinitely postponed.
LEGISLATIVE BILL NO. 185. Indefinitely postponed.
LEGISLATIVE BILL NO. 408. Indefinitely postponed.
LEGISLATIVE BILL NO. 453. Indefinitely postponed.
LEGISLATIVE BILL NO. 516. Indefinitely postponed.

(Signed) AMOS THOMAS, Vice-Chairman.

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 405. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 405:

1. Amend the printed bill, pages 1 and 2 by striking all of Section 1 thereon.

2. Amend the printed bill, page 2, Section 2, line 1 by striking therefrom "Sec. 2." and by inserting in lieu thereof "Section 1.".

3. Amend the printed bill, page 2, Section 2, line 30 by striking therefrom the words "for the exclusive benefits of the profession so paying such fees" and by inserting in lieu thereof the following:

"solely to defray the cost of administering the "Uniform Licensure Law" by said department".

4. Amend the printed bill, page 3, Section 3 by striking that part of said section commencing with the word "said" in line 1 down to and including the word "that" in line 2 therein.

5. Amend the printed bill, page 1, title by striking that part of said title commencing with the preposition "to" in line 2 down to and including the figures and punctuation "1935;" in line 3; and in line 6 of said title strike "those who practice" therein and insert in lieu thereof the words "certain practitioners of"; and in line 7 of said title, strike "to repeal said original section;"; and in line 3 of said title strike the figures "70-701" and insert in lieu thereof the figures "71-701".

(Signed) W. E. WORTHING, Chairman.

Public Highways and Bridges

LEGISLATIVE BILL NO. 134. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 134:

1. Amend the printed bill, page 1, Section 1, by inserting the word "Session" before the word "Laws" therein.

2. Amend the printed bill, page 2, Section 2, line 1 by inserting the word "Session" before the word "Laws" therein; and in line 3 of said Section 2 strike the word "Section" and insert in lieu thereof "Sec."; and commencing with line 11 of said Section 2 restore all stricken matter and strike all new matter down to and including the word and punctuation "hereof." therein.

3. Amend the printed bill, pages 2, 3, 4, 5 and 6 by striking all of Sections 3, 4 and 5 thereon; and renumber Sections 6 and 7 on

page 6 to conform with the foregoing amendment.

4. Amend the printed bill, page 6, Section 6, line 1 by striking therefrom ", 2, 7 and 9" and by inserting in lieu thereof "and 2"; and also in said line 1 of Section 6 insert the word "Session" before the word "Laws" therein.

5. Amend the printed bill, page 6, Section 7, lines 1 and 2 by inserting the punctuation "," after the word "Whereas" and the word "effect" wherever the same appear therein.

6. Amend the printed bill, page 1, title, by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

> "to amend Sections 2 and 7, Chapter 87, Session Laws of Nebraska, 1935, relating to bridges; to empower counties and municipal corporations to purchase boundary line and other bridges between counties within this state or between any county within this state and any other state of the United States over navigable and non-navigable streams and to pay for the cost of the same solely by the issuance of revenue bonds, and never by the issuance of general or special obligation bonds or assessments to be paid by taxation; to repeal said original sections; and to declare an emergency."

7. Amend the printed bill, page 2, Section 2, line 4, by inserting the word "construct" before the first word "or" therein.

(Signed) FRANK S. WELLS, Chairman.

Revenue

LEGISLATIVE BILL NO. 244. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 244:

Section 1, line 30 of the printed bill, after the word "township" insert the following words: "or for the purpose of assisting and contributing to the purchase and upkeep of fire fighting equipment in adjoining towns."

To the introducers of the bill add the following names: P. L. Cady, L. B. Murphy, E. M. Von Seggern.

LEGISLATIVE BILL NO. 387. Placed on General File with amendments.

(Amendments mimeographed in lieu of printing in Legislative Journal)

(Signed) W. F. Haycock, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 227. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 227:

I. Amend the printed bill, page 1, Section 1, line 1—page 1, Section 1, line 1 of the original bill—by inserting the punctuation "," after the figures and symbol "44-217" therein.

II. Amend the printed bill, page 3, Section 2, line 1—page 3, Section 2, line 1 of the original bill—by inserting the punctuation "," after the figures and symbol "44-217" therein.

LEGISLATIVE BILL NO. 50. Correctly engrossed.
LEGISLATIVE BILL NO. 55. Correctly enrolled.
LEGISLATIVE BILL NO. 129. Correctly enrolled.
LEGISLATIVE BILL NO. 53. Correctly enrolled.
LEGISLATIVE BILL NO. 14. Correctly enrolled.
LEGISLATIVE BILL NO. 15. Correctly enrolled.
LEGISLATIVE BILL NO. 196. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

March 25, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 3:20 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 253.
LEGISLATIVE BILL NO. 190.
LEGISLATIVE BILL NO. 52.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Members Excused

At 10:30 A. M. Mr. Carlson, Mr. Carpenter and Mr. Neubauer were excused until Monday March 29.

MOTION—To Suspend Rules and to Follow Special Rule

Mr. President: I move to suspend Section 13, Rule 7, and Section 3, Rule 8, during the remainder of the present session of the Legislature, and that in lieu thereof the Legislature be governed in its deliberations as they relate to said subject by the following special rule:

SPECIAL RULE

1. The time of the meetings of standing committees shall be at 4:00 P. M. unless otherwise ordered by the Legislature, and except where a standing committee shall have heretofore set hearings on some bill or bills, in which event said committee shall be excused from attendance at sessions of the Legislature for the purpose of conducting said hearing.

2. The hour of meeting of the Legislature shall be at 9:00 A. M. of each legislative day and at such other hour as the Legislature may each day order.

(Signed) J. N. NORTON.

The matter was laid over until Monday.

APPROVED BY GOVERNOR

March 25th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 73
Legislative Bill No. 95
Legislative Bill No. 206

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor.

MESSAGE FROM GOVERNOR

March 25th, 1937.

To the President and Members of the Legislature:

Gentlemen:

I am returning herewith legislative bill No. 27 without my approval for the reason that I do not consider this a valid claim against the state, that it has been up for consideration by a previous legislature and disapproved after investigation.

From the report I received from the State Department of Roads and Irrigation it is evident that the building which burned and for which now the owner seeks to recover damages was rented by the State Department of Roads and Irrigation at a rate of fifteen dollars per month and for a period of twenty-two months prior to the time of the fire. The report shows that the rental rate of fifteen dollars per month was more than ample to give a good return on the value of the building and pay taxes and insurance. The report further shows that there was not negligence on the part of the employees of the state in connection with this fire and that while it might be claimed that the type of heating plant was not the most desirable from the standpoint of safety, however, it was in use during one full winter and a half of another winter. The records show that the same heating equipment was in use in the building during this whole period of twenty-two months.

There have been two regular sessions of the legislature since this damage occurred. Our records do not disclose that it was even presented to the 1933 session. The records show that it was presented to the 1935 session of the legislature and rejected.

While I do not claim that the statute of limitations which applies in cases against private parties should necessarily obtain in the case of the state, however, I do believe where there is sufficient merit to justify adjudication in the courts that such cases should be brought up within a reasonable time when the witnesses are available and still have a knowledge of the true facts.

Respectfully submitted,

(Signed) R. L. COCHRAN
Governor

MOTION—To Pass L. B. No. 27 Over Governor's Veto

Mr. President: I move that Legislative Bill No. 27 be passed notwithstanding the Governor's veto.

ROY W. JOHNSON.

Voting in the affirmative, 2:

Hall
Johnson, R. W.

Voting in the negative, 26:

Armstrong
Brady
Brandt
Brodecky
Cady
Carsten
Dafoe
Diers
Dunn
Gantz
Haycock
McMahon
Miller
Murphy
Norton
Nuernberger
Peterson, C. H.
Pizer
Reynolds
Schultz
Slepicka
Thomas
Von Seggern
Warner
Wells
Worthing

Not voting, 15:

Adams, E. A.
Adams, J., Jr.
Ashmore
Carlson
Carpenter
Comstock
Frost
Howard
Johnson, W. R.
Knickrehm
Neubauer
Peterson, J. B.
Regan
Strong
Tvrdik

A majority having voted in the negative, the motion was lost.

MESSAGE FROM THE GOVERNOR

March 25tn, 1937.

To the President and Members of the Legislature:

Gentlemen:

I am returning herewith legislative bill No. 338 without my approval. The record shows that on the night of June 8th, 1936, there was a terrific hail storm and heavy rain between Julesburg and Big Springs, that the rain was of such intensity that it washed out the approaches to several bridges and it was at one of these washed out approaches where the accident occurred. The record shows that the accident occurred some time between midnight on June 8th, 1936, and four a. m. on June 9th, 1936, that the Department received information regarding the accident when the City Marshal of Big Springs called the Chief Patrolman at Sidney about 4:30 a. m. on June 9th, 1936. The Chief Patrolman, together with another man left immediately and arrived at the point of the accident about six a. m. on June 9th, 1936. His report says that they assisted in removing the car involved. However, they were unabe to locate anyone and could not find out where the occupants of the car were because of the great volume of water running across the road and impounded on both sides, they were fearful that the occupants of the car may have met with disaster and they therefore made a search for them, however, could not locate anyone.

It was quite evident that no negligence existed on the part of the employees of the state and that the accident was caused by an act of God over which the state had no control.

Indications are that the operator of this vehicle exercised poor judgment even to the extent of being negligent himself in attempting to operate a car over the highway at night during a severe storm, that the visibility was undoubtedly very poor and that it was necessary to drive through water of considerable depth on the highway in several places before encountering the washout.

Respectfully submitted,
(Signed) R. L. COCHRAN
Governor

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 558.

(Signed) R. M. HOWARD.

The motion prevailed with 34 ayes, no nays, 9 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 558. By Committee on Claims and Deficiencies.

A Bill for an Act relating to livestock; specifically to reappropriate the sum of Eleven Hundred and Sixty-six Dollars and Forty Cents ($1166.40) from the unexpended balance in the Stock Brand Fund to the uses and purposes of the Revising Brand and Mark Record Fund (1938); to make said money reappropriated immediately available for the uses and purposes of this Act; and to declare an emergency.

MOTION—-To Suspend Rule

Mr. President: I move to suspend the rules and have Legisaltive Bill No. 558 read the second time.

HOWARD.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 558. **By Committee on Claims and Deficiencies.**

Referred to Committee on Appropriations.

BILLS ON THIRD READING

The following bill was read the third time and put upon passage:

LEGISLATIVE BILL NO. 205. (With emergency clause)

A Bill for an Act relating to agriculture; to regulate the sale and dispostion of hybrid seed corn; to amend Section 81-1801, Compiled Statutes of Nebraska, 1929; to define hybrid seed corn as an agricultural seed and as such to require that it shall be subject to approval as to tags and labels by the Director of the Department of Agriculture and Inspection; to repeal said original section; to provide penalties for the violation thereof; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 0.

Not voting, 3:

Carlson	Regan	Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 227.

(See Enrollment and Review amendments as found in this day's Journal)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 523.

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 537.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fifty-ninth Day)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 202.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fifty-ninth Day)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 194.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fifty-ninth Day)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 194.

CARPENTER.

The motion prevailed unanimously.

MOTION—To Amend L. B. No. 194

Mr. President: I offer the following amendments to L. B. No. 194 and move their adoption.

1. Strike all of the Committee of the Whole amendments to the printed Bill.

2. Amend the printed bill, page 2, Section 1, line 29 by inserting after the last word "dollars" therein the following:

": Provided, that the provisions of this section with respect to certificate fees for inspections of nursery stock shall not apply to growers of trees, shrubs, perennials or other nursery stock who shall sell or dispose of said products upon their own premises and who shall not have advertised in any manner whatsoever or held themselves out to the public as nurserymen or dealers in nursery stock".

(Signed) CARPENTER.

The motion prevailed.

LEGISLATIVE BILL NO. 266.

Corrective amendment recommended by Legislative Counsel:

Amend the original and printed bill as follows:

1. Strike all of Section 1 after the words "Section 1." down to the italicized portion of said section and make the italicized portion of said section original matters.

2. Strike all of Section 2.

3. Amend the title as follows: Line 2, strike "to amend Section 77-403, Compiled Statutes of Nebraska, 1929, relating to revenue; to enumerate", and insert in lieu thereof, "relating to agriculture; relating to agricultural statistics; and enumerating". Strike last clause of title and insert "." in lieu of ";" after "statistics".

(Signed) J. N. NORTON.

Mr. President: I move that the amendments recommended by Legislative Counsel be adopted.

J. N. NORTON.

The motion prevailed.

LEGISLATIVE BILL NO. 520.

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 320.

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 321.

(See Enrollment and Review amendments as found in the Legislative Journal for the Fifty-ninth Day)

Mr. President: I move that the report of the Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 227.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 523.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 537.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 202.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 194.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 266.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 520.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 320.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 321.	Referred to Committee on Enrollment and Review for engrossment.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed:

LEGISLATIVE BILL NO. 55.
LEGISLATIVE BILL NO. 129.
LEGISLATIVE BILL NO. 53.
LEGISLATIVE BILL NO. 14.
LEGISLATIVE BILL NO. 15.
LEGISLATIVE BILL NO. 196.

COMMITTEE OF THE WHOLE

At 10:40 A. M. Mr. Howard moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Ernest Adams in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 136.	Indefinitely postponed.
LEGISLATIVE BILL NO. 189.	Report progress.
LEGISLATIVE BILL NO. 71.	Laid over. Retains place on file.

LEGISLATIVE BILL NO. 111. Laid over. Retains place on file.

(Signed) E. ADAMS, Chairman.

The report was adopted.

MOTION—To Reconsider Action on L. B. No. 292

Mr. President: I move that we reconsider our action on L. B. No. 292, and that the same be placed on General File.

(Signed) EMIL E. BRODECKY.

The motion prevailed with 26 ayes, 10 nays, 7 not voting.

MOTION—To Reconsider Action on L. B. No. 271

Mr. President: I move that we reconsider our action on L. B. No. 271 and that the same be placed on General File.

(Signed) ERNEST ADAMS.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 22 ayes, 8 nays, 13 not voting.

MOTION—To Suspend Rules and Reconsider

Mr. President: I move that the rules be suspended and that we reconsider our action on L. B. No. 159, on March 25th.

(Signed) R. M. HOWARD.

A call of the Legislature was ordered.

The call was raised.

The motion lost with 25 ayes, 8 nays, 10 not voting.

MOTION—To Re-refer L. B. No. 178

Mr. President: I move that L. B. No. 178 be re-referred to the standing committee for further consideration.

(Signed) WALTER R. JOHNSON.

The motion prevailed.

Upon request Mr. Miller was excused from attendance on Monday March 29th.

MOTION—To Adjourn

At 12:00 M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SIXTY-FIRST DAY

Legislative Chamber,

Lincoln, Nebraska, March 29, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Miller who was excused.

The Journal for the Sixtieth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Strong, Mr. Carpenter, Mr. Brady, Mr. Diers, Mr. Nuernberger, Ernest A. Adams, opposing any increase in the gallonage tax on alcoholic liquor; Mr. Carpenter, Roy W. Johnson, Mr. Slepicka, John B. Peterson, favoring an appropriation for the maintenance of Nebraska's seven state parks; Mr. Diers, opposing and Mr. Carsten favoring the Child Labor amendment; Mr. Howard, opposing L. B. No. 97; Mr. Strong opposing L. B. No. 393.

COMMUNICATIONS

Telegrams were read from American Association of University Women, The Nebraska Council of Churches, American Legion Auxiliary, Congress of Parents and Teachers, Parent-Teachers Association, Council of Federated Churchwomen, League of Women Voters, Federation of Women's Clubs, Young Women's Christian Association, Business and Professional Women's Club, Auxiliary of Brotherhood of Railway Trainmen, Women's Christian Temperance Union, Lincoln Women's Auxiliary to the Railway Mail Association, and Brotherhood of Railway Trainmen of Wymore expressing disapproval of the action of the Legislature taken on L. B. No. 136 without a record vote.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. No. 444, Tuesday, April 6, 1937, 2:00 P. M.
L. B. No. 452, Tuesday, April 6, 1937, 2:00 P. M.
L. B. No. 525, Tuesday, April 6, 1937, 2:00 P. M.

Legislative Administration

L. B. No. 559, Friday, April 2, 1937, 1:30 P. M.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL NO. 376. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 376:

1. Amend the printed bill, pages 1 and 2, by striking all of Section 1 thereon; and renumber Sections 2, 3 and 4 on pages 2 and 3 of said printed bill to correspond with the foregoing amendment.

2. Amend the printed bill, page 2, Section 2, line 1 by striking therefrom the abbreviation, punctuation and figure "Sec. 2" and by inserting in lieu thereof "Section 1"; and on page 2, Section 2, line 14, strike the word "herein" therein and insert in lieu thereof the following:

", Chapter 28, Session Laws of Nebraska, 1935, Special,".

3. Amend the printed bill, page 3, Section 3, line 1 by striking therefrom "Sections 2 and" and inserting in lieu thereof "Section"; and in line 2 of said Section 3 strike "are" therein and insert in lieu thereof the word "is".

4. Amend the printed bill, page 1, title, line 2 by striking therefrom "Sections 2 and" and by inserting in lieu thereof "Section"; and in line 3 of said title insert the punctuation ";" after the word "security" therein; and in line 4 of said title strike commencing with the first preposition "to" down to and including the word and punctuation "assistance;" therein; and in lines 6 and 7 strike the word "sections" and insert in lieu thereof the word "section".

LEGISLATIVE BILL NO. 380. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 380:

1. Amend the printed bill, pages 1 and 2, by striking all of Section 1 thereon; and on page 2 of said printed bill renumber Sections 2, 3 and 4 to correspond with the foregoing amendment.

2. Amend the printed bill, page 2, Section 2, line 1 by striking therefrom "Sec. 2" and by inserting in lieu thereof "Section 1".

3. Amend the printed bill, page 2, Section 3, line 1 by striking therefrom "Sections 12 and" and by inserting in lieu thereof the word "Section"; and in line 2 of said Section 3 strike "are" and insert in lieu thereof "is".

4. Amend the printed bill, page 1, title, line 2 by striking therefrom "Sections 12 and" and by inserting in lieu thereof "Section"; and strike that part of said title commencing with the preposition "to" before the word "prescribe" in line 4 down to and including the word and punctuation "entitled;" in line 5; and in line 7 of said title strike "sections" and insert in lieu thereof the word "section".

LEGISLATIVE BILL NO. 382. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 382:

1. Amend the printed bill, pages 1 and 2 by striking all of Section 1 thereon; and on page 2 of said printed bill, renumber Sections 2, 3 and 4 to correspond with the foregoing amendment.

2. Amend the printed bill, page 2, Section 2, line 1 by striking therefrom "Sec. 2" therein and by inserting in lieu thereof "Section 1".

3. Amend the printed bill, page 2, Section 3, line 1 by striking therefrom "Sections 11 and" and by inserting in lieu thereof "Section"; and in line 2 of said Section 3 strike "are" and insert in lieu thereof the word "is".

4. Amend the printed bill, page 1, title, line 2 by striking therefrom "Sections 11 and" and by inserting in lieu thereof the word "Section"; and strike that part of said title commencing with the preposition "to" before the word "provide" in line 4 therein down to and including the word and punctuation "applicants;" in line 5; and in line 7 of said title strike "sections" and insert in lieu thereof the word "section".

(Signed) LESTER L. DUNN, Chairman.

Agriculture

LEGISLATIVE BILL NO. 464. Placed on General File.
LEGISLATIVE BILL NO. 465. Placed on General File.
LEGISLATIVE BILL NO. 204. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 204:

1. Amend the printed bill, page 1, Section 1, line 11 by striking therefrom "**shall maintain brand inspection**"; and in line 10 of said section insert after the word "**that**" and before the word "**all**" in said line 10 the following:

"**brand inspection shall be required at**".

2. Amend the printed bill, page 2, Section 2, line 5 by inserting after the word "company" and before the word "or" the following: "**, motor carrier**".

3. Amend the printed bill, page 1, title, by striking that part of said title commencing with the word "require" in line 4 down to and including the first word "inspection" in line 5 and by inserting in lieu thereof the following:

"provide that brand inspection shall be required at all sales rings operating in the state of Nebraska".

LEGISLATIVE BILL NO. 225. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 225:

1. Page 1, Section 1, lines 4 and 5, capitalize the words "tribilus", cuphorbia" and "cirsium".

2. Page 2, Section 1, lines 11 and 12, strike "Agricultural Extension Service of the College of Agriculture of the University" and insert in lieu thereof, "the Department of Agriculture and Inspection of the State". Section 2, line 3, strike "more" and insert "less" in lieu thereof.

3. Page 3, Section 2, line 35, strike "make or".

4. Page 4, Section 2, line 62, strike "less" and insert "more" in lieu thereof. Line 63, strike "nor more than four weeks". Line 81, strike "," and insert "." after "petition", and strike all of lines 82, 83, 84, and 85.

5. Page 5, Section 2, line 100, insert the words, "Fifty Cents ("before "$", and the figures, ".50)" after "$". Line 101, insert "each" before "per". Strike "each hour" and insert "time" in lieu thereof. Line 102, strike all after "such" to end of sentence in line 104, and insert "officers." in lieu thereof. Line 120, insert "any" after "from".

6. Page 6, Section 2, line 121, insert "or denying the creation or establishment of" after "establishing". Section 4, line 2, strike "once in each" and insert "in the first" in lieu thereof. Line 3, strike the "." and insert ": Provided, the supervisors shall call a special meeting upon the filing of a petition therefor signed by one-third of the resident landowners of the district." Line 10, strike "(g)" and insert "(f)" in lieu thereof.

7. Page 7, Section 6, line 1, strike "Not" and insert "Within sixty days after the organization of such district and not" in lieu thereof. Strike "June" and "April" in lieu thereof. Insert "subsequent" after "each". Line 20, strike after "(d)" all of lines 20, 21 and 22 to the word "and" and insert in lieu thereof "Each year the supervisors shall fix a time and place of a meeting of the landowners in such districts, which shall be held not later than the first day of May".

8. Page 8, Section 6, line 23, strike "Said" and insert "Such" in lieu thereof.

9. Page 10, Section 8, line 35, strike "drainage".

10. Page 11, Section 10, line 2, strike "at the expense of" and insert "by" in lieu thereof. Line 3, insert "at his own expense" after "thereof".

11. Page 12, Section 10, line 15, insert "of the state," after "district". Insert "and all" before "other". Line 17, insert after "character", ", excepting only such lands as are used only for highways, roads, railroads, rights of way, easements, canals, or drainage ditches". Line 32, strike "assessments" and insert "special taxes levied under the provisions of this Act" in lieu thereof. Strike "and easements".

12. Page 13, Section 11, line 4, strike "or issue warrants for". Insert "eighty-five per cent of" after "them".

13. Page 13, Section 12, line 2, strike "lands" and insert "rights of way" in lieu thereof. Line 3, insert "state" after "under". Line 4, strike "lands" and insert "roads" in lieu thereof. Line 6, strike "land owned or controlled by them, and", Line 8, insert "or" after "owning". Line 9, strike "lands,". Insert "drainage" after "or". Line 10, strike "lands,". Line 11, strike "any of" and insert "such" in lieu thereof. Line 12, strike "not" and insert after the word "district" the words, "or adjacent thereto". Line 17, after "to.", insert new sentence as follows: "Any person, firm or corporation who shall, after the first day of May of each year, violate any of the provisions of this section shall be, upon conviction thereof, punished as provided in Section 20 of this Act, and each day of such violation shall constitute a separate offense."

14. Page 14, Section 14, line 6, insert "." after "him" and strike the remainder of the section and insert in lieu thereof the following: "For the purpose of providing advice and assistance to the supervisors of districts organized under the provisions of this Act, the director shall call to his assistance such of the members of the faculty, agents and employees of the College of Agriculture of the University of Nebraska and of the Agricultural Extension Service of the College of Agriculture of the Universtiy of Nebraska, as may be necessary to assist such districts in the control and eradi-

cation of noxious weeds. The members of the faculty, agents and employees of the College of Agriculture and of the said Agricultural Extension Service shall furnish such advice and assistance when called upon by the director.

"Sec. 15. There is hereby created a committee to be designated as the State Weed Advisory Committee, to be composed of the following persons: The Director of the Department of Agriculture and Inspection, the Director of Agricultural Extension, University of Nebraska, the Chairman of the Department of Agronomy, University of Nebraska, the President of the Nebraska Crop Growers' Association, and the President of the Nebraska Horticultural Society. The members of said committee shall receive no compensation for their services as members thereof, but they shall be entitled to the actual and necessary travelling and other expenses incurred by them in properly discharging their official duties. The Director of the Department of Agriculture and Inspection shall be the chairman of said committee. It shall be the duty of said committee to maintain at all times the closest cooperation between the Department of Agriculture and Inspection and the College of Agriculture in carrying out the purposes of this Act. Said committee shall assist and advise in conducting educational work relative to weed identification and eradication and assist in the promotion and organization of weed control activities.

"Sec. 16. There is hereby created and established in the treasury of the State of Nebraska a fund to be known as the Bindweed Control fund to which any moneys specifically appropriated to the Department of Agriculture and Inspection for the purposes of this Act shall be credited. Expenditures from such fund shall be made upon vouchers drawn or approved by the director according to law."

15. Renumber Sections 15 to 20 inclusive as Sections 17 to 22 inclusive.

16. Page 15, Section 17, line 3, insert "." after "weeds" and strike the remainder of the section.

17. Page 15, Section 18, line 3, before the word, "shall", insert "for the violation of which a specific penalty is not provided in this Act,".

18. Abbreviate the word "Section" wherever it is used in apposition to section numbers throughout the bill except "Section 1."

19. Capitalize the word, "Act", where found uncapitalized in the bill.

20. Amend the title to the printed bill as follows: Line 6, insert before "designating" the words, "creating a state weed advisory committee, and prescribing its duties; requiring cooperation and assistance from the College of Agriculture;". Lines 6 and 7, strike "Agricultural Extension Service of the College of Agriculture of the University" and insert "Department of Agriculture and Inspection of the State" in lieu thereof. Line 14, insert before "to", "to establish a Weed Control fund for state administration of this Act;".

(Signed) E. M. NEUBAUER, Chairman.

Government

LEGISLATIVE BILL NO. 153. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 153:

(Note: Capital letters indicate stricken matter, blackface type indicates new matter)

1. Amend the printed bill, page 2, Section 1, by striking that part of said section commencing with the word **"out"** in line 30 down to and including the word and punctuation **"years."** in line 41 and by inserting in lieu thereof the following:

"until after the first Thursday after the first Tuesday in January, 1941, at which time the Nebraska State Railway Commission and each, every and all of the duties of office pertaining thereto shall be and are hereby abolished. At the general election held in 1940 there shall be elected one member, each, of the Nebraska Public Utilities Commission, from the first, third and fifth districts to serve for a period of two years and one member, each, from the second and fourth districts to serve for a period of four years."

2. Amend the printed bill, page 2, Section 1, line 44 by striking therefrom the word **"six"** and by inserting in lieu thereof the word **"four"**.

3. Amend the printed bill, page 4 by striking all of Section 4 thereon and by inserting in lieu thereof a new section as follows:

'That Section 1, Article X, Constitution of Nebraska, be amended to read as follows:

"Sec. 1. Every public utility corporation or common carrier organized or doing business in this state shall report, under oath, to the RAILWAY COMMISSION **Nebraska Public Utilities Commission,** when required by law or the order of said Commission. The report so made shall include such matter as may be required by law or the order of said Commission."'

4. Amend the printed bill, page 4, by inserting immediately preceding Section 5 thereon a new section as follows:

'Sec. 5. That Section 3, Article X, Constitution of Nebraska, be amended to read as follows:

"Sec. 3. No public utility corporation or common carrier shall consolidate its stock, property, franchise, or earnings in whole or in part with any other public utility corporation or common carrier owning a parallel or competing property without permission of the RAILWAY COMMISSION **Nebraska Public Utilities Commission;** and in no case shall any consolidation take place except upon public notice of at least sixty days to all stockholders, in such manner as may be provided by law. The Legislature may by law require all public utilities and common carriers to exchange business through physical connection, joint use, connected service, or otherwise."'

5. Amend the printed bill, page 4, by striking all of Section 5 thereon and by inserting in lieu thereof the following:

"Sec. 6. That said original Section 20, Article IV, that said original Section 3, Article XVII and that said original Section 1 and Section 3, Article X, Constitution of Nebraska, in the event of the adoption of the within amendment, are hereby repealed."

6. Amend the printed bill, page 1, title, line 3 by striking the second punctuation "," before the word "Constitution" therein and by inserting in lieu thereof the following:

"; and to amend Sections 1 and 3, Article X,".

7. Amend the printed bill, page 1, Section 1, line 3 by striking the first word "Section" and by inserting in lieu thereof the following: "Sec.".

8. Amend the printed bill, page 3, Section 2, line 4 by inserting the punctuation "," after the word "Governor" therein.

9. Amend the printed bill, page 3, Section 2, line 10 by striking the words "State Senator" therein and by inserting in lieu thereof the words **"member of the Legislature"**.

10. Amend the printed bill, page 4, Section 2, line 15, by striking the article "a" before the word "year" and by inserting in lieu thereof the word "per".

(Signed) P. L. CADY, Chairman.

ENROLLMENT AND REVIEW

LEGISLATIVE BILL NO. 205. Correctly enrolled.
LEGISLATIVE BILL NO. 227. Correctly engrossed.
LEGISLATIVE BILL NO. 523. Correctly engrossed.
LEGISLATIVE BILL NO. 537. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 537:

VI. Amend the printed bill, page 1, Section 1, line 14—page 1, Section 1, line 14 of the original bill—by striking the punctuation "," after the figures "1929" therein.

VII. Amend the printed bill, page 1, Section 1, line 1—page 1, Section 1, line 1 of the original bill—by inserting the punctuation "," after the word "Statutes" and before the word "Nebraska" therein and by inserting in lieu thereof the word "of".

VIII. Amend the Standing Committee amendments, page 1, paragraph 4, line 2 by inserting the punctuation "," before the figures "1933".

LEGISLATIVE BILL NO. 202. Correctly engrossed.
LEGISLATIVE BILL NO. 194. Correctly engrossed.
LEGISLATIVE BILL NO. 266. Correctly engrossed.
LEGISLATIVE BILL NO. 520. Correctly engrossed.
LEGISLATIVE BILL NO. 320. Correctly engrossed.
LEGISLATIVE BILL NO. 321. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

March 27, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 11:55 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 55.
LEGISLATIVE BILL NO. 129.

LEGISLATIVE BILL NO. 53.
LEGISLATIVE BILL NO. 14.
LEGISLATIVE BILL NO. 15.
LEGISLATIVE BILL NO. 196.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the legislature was in session and capable of transacting business, the President signed:

LEGISLATIVE BILL NO. 205.

APPROVED BY GOVERNOR

March 26th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 52
Legislative Bill No. 108
Legislative Bill No. 146
Legislative Bill No. 176
Legislative Bill No. 190

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

March 27th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 198
Legislative Bill No. 211
Legislative Bill No. 273

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

MR. REYNOLDS EXCUSED

At 9:30 Mr. Reynolds was excused for the rest of the day.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 559.

FRANK J. BRADY.

The motion prevailed with 34 ayes, no nays, 9 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 559. By Committee on Appropriations.

A Bill for an Act to amend Sections 84-502, 50-114, 49-501, 49-503, 49-502, 49-504, 49-505, 49-506 and 49-508, Compiled Statutes of Nebraska, 1929, relating to the publication and the distribution of session laws and journals of the legislature; to repeal said original sections; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 559 read the second time.

FRANK J. BRADY.

The motion prevailed with 39 ayes, no nays, 4 not voting.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 559. By Committee on Appropriations.
Referred to Committee on Legislative Administration.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 163. (With emergency clause).

A Bill for an Act relating to agriculture; to authorize non-profit corporations organized for the purpose of promoting the interests of agriculture and farm husbandry to refund their indebtedness; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constttution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 32:

Adams, E. A.
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Murphy
Neubauer
Norton
Peterson, C. H.
Regan
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 6:

Knickrehm
McMahon
Nuernberger
Peterson, J. B.
Pizer
Strong

Not voting, 5:

Adams, J., Jr.
Armstrong
Ashmore
Miller
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Recommit L. B. No. 97

Mr. President: I move that Legislative Bill No. 97, now on Third Reading File, be recommitted to General File for the following specific amendments.

Specific amendments to L. B. No. 97:

1. Amend the printed bill, Final Form on Third Reading, page 3, Section 6, by striking that part of said section beginning with the

word "guaranteeing" in line 3 of said section down to and including the word and punctuation "state." in line 6 therein and by inserting in lieu thereof the following:

", or certified copy thereof, in such an amount as hereinafter specified. Such bond or insurance policy shall bind the obligor or obligors thereunder to pay compensation for injuries to persons, including death resulting therefrom, except injury to assured's employees while engaged in the course of their employment, and loss of or damage to, property (not including property usually designated as cargo) resulting from the negligent operation of such applicant. The schedule of minimum limits for said bonds or policies of insurance shall be as follows: a. Public liability and property damage for each vehicle to be used in the transportation of motor vehicle fuels by applicant—(1) Amount for damages to property of others, five thousand dollars; and (2) Amount for bodily injuries to or death of all persons in any one casualty or accident, subject to the maximum of five thousand dollars for bodily injuries to or death of one person, twenty thousand dollars.".

(Signed) LESTER L.. DUNN.

The motion was lost with 19 ayes, 20 nays, 4 not voting.

MOTION—To Recommit L. B. No. 97

Mr. President: I move that Legislative Bill No. 97, now on Third Reading File, be recommitted to General File for the following specific amendments.

Specific amendments to L. B. No. 97:

1. Amend the printed bill, Final Form on Third Reading, page 3, Section 6, by striking that part of said section beginning with the word "guaranteeing" in line 3 of said section down to and including the word and punctuation "state." in line 6 therein and by inserting in lieu thereof the following:

", or certified copy thereof, in such an amount as hereinafter specified. Such bond or insurance policy shall bind the obligor or obligors thereunder to pay compensation for injuries to persons, including death resulting therefrom, except injury to assured's employees while engaged in the course of their employment, and loss of or damage to, property (not including property usually designated as cargo) resulting from the negligent operation of such applicant. The schedule of minimum limits for said bonds or policies of insurance shall be as follows: a. Public liability and property damage for each vehicle to be used in the transportation of motor vehicle fuels by applicant—(1) Amount for damages to property of others, ten thousand dollars; and (2) Amount for bodily injuries to or death of all persons in any one casualty or accident, subject to the maximum of ten thousand dollars for bodily injuries to or death of one person, twenty thousand dollars.".

(Signed) ARMSTRONG.

The motion prevailed with 25 ayes, 13 nays, 5 not voting.

LEGISLATIVE BILL NO. 237. (With emergency clause)

A Bill for an Act to declare that all moneys arising under Section 83-732, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 181, Session Laws of Nebraska, 1935, are excess fees, costs and charges; to provide for the remission, cancellation and nullification of all claims for money now owing to the State of Nebraska by the several counties thereunder; to provide a method of reimbursement to all counties that heretofore shall have paid said excess fees, costs and charges; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Miller
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

REQUEST FOR STATEMENT IN JOURNAL

Mr. President: I should like to have the Journal show that had the vote been recorded on L. B. 136, I would have voted nay.

W. F. HAYCOCK.

Reverend E. J. Flanagan addressed the Legislature briefly.

SELECT FILE

LEGISLATIVE BILL NO. 537.

(See Specific amendments as found in this day's Journal)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 537. Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 10:30 A. M. Mr. Haycock moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Haycock in the Chair.

After some time spent therein the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 97. Referred to Committee on Enrollment and Review for re-engrossment.

(See Specific amendment as found in this day's Journal. These amendments were adopted in Committee of the Whole).

LEGISLATIVE BILL NO. 189. Report progress.

(Signed) W. F. HAYCOCK, Chairman.

The report was adopted.

APPROVED BY GOVERNOR

March 27th, 1937.

To the Honorable Walter H. Jurgensen

the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 15
Legislative Bill No. 129
Legislative Bill No. 196

Legislative Bill No. 14—March 29th, 1937.

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

MESSAGE FROM THE GOVERNOR

March 29th, 1937.

To the President and Members of the Legislature:
Gentlemen:

I am returning legislative bill 188 without my approval. Inasmuch as this is a legal question and that no state employee is involved, I have requested an opinion from the Attorney General as to the state's liabliity in a matter of this kind. Conclusions received are as follows:

"The only suggestion of negligence is that the truck in question had defective brakes and that it was not possible for the driver to stop the truck at the intersection in question. There is no claim specifically made that the State was responsible for any negligence, if any, of the driver of the truck.

With reference to the question of whether or not the state is liable for loaning this truck to the WPA, we call attention to the following, which in our opinion shows conclusively that there is no liability upon the part of the State.

(1) There was no state employee riding in or operating the truck at the time of the collision.

(2) On the very morning prior to the accident the brakes on the truck were checked by a mechanic, E. J. Norman, who exchanged the dump body on the truck, for a flat body so that the truck might be used for transporting men. In this check he found the brakes were operating satisfactorily.

(3) The truck in question was used by the state and its employees daily up to and including the very morning of the day of the accident for heavy hauling, and at no time was there any indication of a failing of the brakes.

(4) A fellow WPA worker riding in the front seat of the truck warned the driver that he had better slow down and apply his brakes prior to the accident.

(5) The cost of burial of the deceased, as well as some of the other expenses as a result of this accident, was paid by the WPA.

In our opinion, there is no showing whatever of liability on the part of the state in this matter. There is no indication that there was any lack of diligence on the part of the State of Nebraska in learning of any claimed defect in any of its equipment. The state should not be made liable for acts of persons not employees or agents of the State."

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

Whereupon the President stated: "Shall the bill pass, notwithstanding the objection of the Governor?"

Voting in the affirmative, 4:

Adams, E. A.
Adams, J., Jr.
Tvrdik
Worthing

Voting in the negative, 21:

Brandt
Brodecky
Carpenter
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, W. R.
Norton
Peterson, C. H.
Peterson, J. B
Pizer
Regan
Schultz
Slepicka
Von Seggern
Warner
Wells

Not voting, 18:

Armstrong
Ashmore
Brady
Cady
Carlson

Carsten
Comstock
Haycock
Johnson, R. W.
Knickrehm

McMahon
Miller
Murphy
Neubauer

Nuernberger
Reynolds
Strong
Thomas

A constitutional majority having failed to vote in the affirmative, the bill failed of passage.

MESSAGE FROM THE GOVERNOR

March 29th, 1937.

To the President and Members of the Legislature:
Gentlemen:

I am returning legislative bill 253 without my approval. This is a bill permitting Reuben Bordy as trustee for approximately sixty Indians and five white people, to sue the state for damages due to the construction of highway No. 73 east between Decatur and Winnebago.

This happens to be a case with which I have an intimate personal knowledge inasmuch as I was State Engineer at the time the road was projected and when right of way was first discussed, as well as during the whole period of planning and construction. I remember specifically that the project was undertaken only after definite assurance had been given that the right of way would be obtained and furnished to the state without cost. In fact, I can definitely say that the road would not have been constructed at all if assurances had not been given as they were that there would be no cost to the state for right of way. This all happened between five and six years ago.

Securing of the right of way was handled by local people. The waivers were secured by local people and not by a state representative, this being entirely in line with the proposition made and the conditions precedent to the building of the road. Permission was obtained from the U. S. Department of Interior, Bureau of Indian Affairs, and the records of the state show a signed document granting such right by the Secretary of the Interior.

I recite these facts to show that throughout all of the preparations for the construction of this road and the obtaining of the right of way, every legal requirement was met by the local people and by the state. Naturally it took many months of time to accomplish this but the fact that it did not take many months of time served as a means of notice on everyone in that locality as to what was taking place, as to what was contemplated.

The Attorney General has pointed out to us that any of these claimants could have without legislative permission fully established any rights they might have had, had they acted with reasonable promptness and diligence. They could have sought an injunction, as one did, or they could have proceeded under section 26-711, Compiled Statutes of Nebraska, 1929, which provides that condemnation actions may be commenced by either the land owner or the county. Either one of these legal methods was open to them for a considerable period of time. Failure on the part of the individuals to take such action during that time is evidence of their satisfaction with the proceedings as to obtaining right of way at that time.

Legislative bill 253, if approved, would give them authority to proceed now against the state and at the same time would waive two valuable defenses which would be available to any private litigant; namely, laches and the statute of limitations. In view of the fact that the Department of Roads and Irrigation is continually entering into agreements with land owners for right of way purposes, it seems to me that this would be a very poor precedent to set, that of waiving these rights which a private individual would enjoy in court procedure. The state would not have authority to definitely close a case but would be continually subjected to the chance of having court action brought many years after negotiation had been consummated. It is rather obvious that the opportunity of the state or any individual to defend itself after many years have elapsed is greatly weakened.

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

Whereupon the President stated: "Shall the bill pass, notwithstanding the objection of the Governor?"

Voting in the affirmative, 16:

Adams, E. A.
Adams, J., Jr.
Ashmore
Carpenter
Comstock
Dunn
Johnson, R. W.
Johnson, W. R.
Murphy
Neubauer
Nuernberger
Peterson, C. H.
Strong
Thomas
Tvrdik
Worthing

Voting in the negative, 20:

Armstrong
Brady
Brandt
Brodecky
Carlson
Carsten
Dafoe
Diers
Frost
Gantz
Haycock
Howard
Norton
Peterson, J. B
Pizer
Regan
Slepicka
Von Seggern
Warner
Wells

Not voting, 7:

Cady
Hall
Knickrehm
McMahon
Miller
Reynolds
Schultz

A constitutional majority having failed to vote in the affirmative, the bill failed of passage.

MESSAGE FROM THE GOVERNOR

March 29th, 1937.

To the President and Members of the Legislature:
Gentlemen:

I am returning legislative bill 295 without my approval. My reasons are the same as set forth in my veto message of bill 188.

Respectfully submitted,
(Signed) R. L. COCHRAN, Governor.

Whereupon the President stated: "Shall the bill pass, notwithstanding the objection of the Governor?"

Voting in the affirmative, 4:

Adams, E. A.
Adams, J., Jr.
Tvrdik
Worthing

Voting in the negative, 25:

Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Dafoe
Dunn
Frost
Gantz
Hall
Howard
Johnson, W. R.
Norton
Peterson, C. H.
Peterson, J. B
Pizer
Regan
Schultz
Slepicka
Thomas
Von Seggern
Warner
Wells

Not voting, 14:

Ashmore
Cady
Haycock
Johnson, R. W.
Miller
Murphy
Reynolds
Strong

Comstock	Knickrehm	Neubauer
Diers	McMahon	Nuernberger

A constitutional majority having failed to vote in the affirmative the bill failed of passage.

MOTION—To Adjourn

At 12:15 P. M. on motion of Mr. Pizer the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SIXTY-SECOND DAY

Legislative Chamber,

Lincoln, Nebraska, March 30, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.
The roll was called and all members were present.

The Journal for the Sixty-first Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Worthing, John B. Peterson, Mr. Murphy, opposing any increase in the gallonage tax on alcoholic liquor; Mr. Murphy, opposing the Child Labor amendment.

COMMUNICATIONS

A letter was read from the Building Owners' and Managers' Association of Omaha opposing any increased taxation on real estate; also a letter from the Brotherhood of Locomotive Engineers, a telegram from the Carpenters Local Union of Omaha and from the Ladies Auxiliary of that organization expressing disapproval of the action of the Legislature on L. B. No. 136. A letter was also read from the Omaha Central Labor Union attacking the Legislature on its failure to demand a record vote on the Child Labor amendment, L. B. No. 136.

MOTION—To Print Letter in Journal

Mr. President: At the request of that organization, I move that the letter of Lincoln Central Labor Union, dated March 27, 1937, addressed to Hugo F. Srb, be printed in the Journal.

(Signed) DUNN.

The motion prevailed with 28 ayes, 4 nays, 11 not voting.

Lincoln, Nebraska,
March 27, 1937.

Hon. Hugo F. Srb,
Clerk, of the Legislature
State Capitol Building,
Lincoln, Nebraska.

Dear Sir:

The Lincoln Central Labor Union, as a token of appreciation to Senator John Adams and other members, in their support of the Child Labor Amendment, have caused to be placed upon the desk of Senator Adams the flowers you see.

The flowers were purchased by an organization of men and women struggling to better the economic conditions for all, so that we may have and leave to posterity a better America.

To those men whose conscience spoke and they listened and acted, may we express our sincere appreciation and those of the children who are helpless to speak for themselves.

It is true that the vote is now recorded in the ledger of the Supreme Judge but your duty is plain. Get a record vote that all may read; for as in the thoughts expressed by Thomas Jefferson in the First Constitutional Convention; a legislature that is ashamed of its votes is a legislature that shames its people.

Yours very truly,
Lincoln Central Labor Union
(Signed) C. AUSTIN SUTHERLAND,
President.
W. H. SMITH, Secretary.

CAS:WHW:D

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 364. Placed on General File.

(Signed) FRANK J. BRADY, Chairman.

Banking and Insurance

LEGISLATIVE BILL NO. 496. Placed on General File as amended.

Standing Committee amendments to L. B. No. 496:

1. Amend the printed bill, page 1, Section 1, line 1 by inserting the punctuation "," before the figure "1935" therein, and also strike the first figure "5" in said line and insert in lieu thereof the figure "3"; and on page 3, Section 1, line 56 strike "**(65)**"; and in lines 70 and 71 on said page 3 of said Section 1 insert the punctuation "**,**" after the word "**When**" and before the word "in" therein; and insert the punctuation "**,**" after the word "**Banks**" and before the word "**payment**" in line 71; and on page 4, line 82 of said section insert the word "**legal**" before the word "**newspaper**"; and in line 89 on said page 4 insert the punctuation "**,**" after the word "**If**" and before the word "**from**"; and in line 90 on said page 4, also insert the punctuation "**,**" after the word "**examination**" and before the word "**it**"; and on page 3, Section 1, line 70, insert the words "**authorized agents of the**" before the word "**department**" therein.

2. Amend the printed bill, page 4, Section 2, line 1 by inserting the punctuation "," before the figures "1935" therein; and in said line 1, strike the first figure "5" and insert in lieu thereof the figure "3"; and in line 5 in Section 1 on said page 4 strike "section **8-126,**" and insert in lieu thereof the following:

"**Section 8-126, C. S. Supp., 1933,**"; and in lines 7 and 8 of said Section 2 restore all stricken matter therein; and immediately preceding the word "then" in said line 8 insert the following:

"**as amended by Section 1, Chapter 19, Session Laws of Nebraska, 1935,**".

3. Amend the printed bill, page 5, Section 3, line 1 by inserting the punctuation "," before the figures "1935"; and in said line strike the first figure "5" and insert in lieu thereof the figure "3".

4. Amend the printed bill, page 6, Section 4, line 1 by striking the first figure "5" and by inserting in lieut hereof the figure "3" and by inserting the punctuation "," after the figures "8-1,100"; and in line 6 of said Section 4 on page 6 insert the punctuation "**,**" after the word "**claim**" and before the word "**must**"; and in line 8 of said Section 4 on page 6 strike "**(40)**".

5. Amend the printed bill, page 6, Section 5 by striking all of said section commencing with the word "**That**" in line 1 therein and by inserting in lieu thereof the following:

"That said original Section 8-169, 8-127, 8-198 and 8-1,100, C. S. Supp., 1933, are hereby repealed; that Sections 8-125, 8-189 and 8-194 (b), C. S. Supp., 1933, are hereby repealed; that Section 8-196, Compiled Statutes of Nebraska, 1929, is hereby repealed; and that Sections 8-1,121, 8-1,134, 8-1,135, 8-1,136, 8-1,137, 8-1,138 and 8-1,139, C. S. Supp., 1933, are hereby repealed."

6. Amend the printed bill, page 1, title, line 3 by striking the first figure "5" therein and by inserting in lieu thereof the figure "3"; and strike all of the remainder of said title after the word "claims" in line 8 therein and insert in lieu thereof the following:

> "; to repeal said original sections; to repeal Section 8-125, 8-189 and 8-194 (b), C. S. Supp., 1933; to repeal Section 8-196, Compiled Statutes of Nebraska, 1929; and to repeal Sections 8-1,121, 8-1,134, 8-1,135, 8-1,136, 8-1,137, 8-1,138 and 8-1,139, C. S. Supp., 1933."

(Signed) LELAND R. HALL, Chairman.

Government

LEGISLATIVE BILL NO. 481. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 481:

Amend the printed bill as follows:

1. Page 2, Section 1, line 15, insert "all" after "upon".

2. Page 3, Section 3, strike all of said section and renumber the following sections as 3, 4 and 5 respectively.

3. Page 4, Section 4, line 1, strike ", 18-1405".

4. Abbreviate the word "Section" when used in apposition to the section numbers after "Section 1,".

5. Amend the title by striking from line 2 thereof ", 18-1405," and by striking from lines 15 and 16 the clause beginning with the preposition "to" and by striking from line 23 ", 18-1405". Insert in last line before "and", "to repeal Section 18-1405, C. S. Supp., 1933;".

6. Insert the following sentence at the end of "Sec. 5." (renumbered as Section 4): "Section 18-1405, C. S. Supp., 1933, is hereby repealed."

LEGISLATIVE BILL NO. 506.	Placed on General File.
LEGISLATIVE BILL NO. 217.	Indefinitely postponed.
LEGISLATIVE BILL NO. 262.	Indefinitely postponed.
LEGISLATIVE BILL NO. 505.	Indefinitely postponed.
LEGISLATIVE BILL NO. 507.	Indefinitely postponed.
LEGISLATIVE BILL NO. 480.	Indefinitely postponed.
LEGISLATIVE BILL NO. 356.	Indefinitely postponed.
LEGISLATIVE BILL NO. 514.	Indefinitely postponed.
LEGISLATIVE BILL NO. 299.	Placed on General File.
LEGISLATIVE BILL NO. 456.	Placed on General File.
LEGISLATIVE BILL NO. 442.	Placed on General File.
LEGISLATIVE BILL NO. 417.	Placed on General File.
LEGISLATIVE BILL NO. 508.	Placed on General File.
LEGISLATIVE BILL NO. 509.	Placed on General File.

(Signed) P. L. CADY, Chairman.

Judiciary

LEGISLATIVE BILL NO. 346.	Placed on General File.
LEGISLATIVE BILL NO. 187.	Placed on General File with amendments.

Standing Committee amendments to L. B. No. 187:

Amend the printed bill as follows:

Section 1, line 3, strike "such" and insert "any" in lieu thereof.

Insert after "change" the words "of venue requested as provided in Sec. 2 of this Act".

Section 1, line 6, strike "municipal", strike "county court or justice", strike "whom", and insert "which" in lieu thereof.

Section 1, line 7, strike "may be granted, who" and insert in lieu thereof "is requested, which".

Section 2, line 3, strike the figures "21-60".

Section 2, line 4, strike "his agent". Insert after "or" the word "his".

Section 2, line 5, strike "next", insert after "court," the words "within the county, or, in counties having no municipal court,".

Section 2, lines 6 and 7, strike the words "justice of the peace district" and insert "county" in lieu thereof.

Section 2, line 9, strike all after "peace." to end of section. Amend the title to the printed bill as follows:

Line 2, insert "relating to civil procedure" after "ACT".

Line 3, insert after "venue" the words "from justice courts to other courts". Strike "to provide that change of venue may be taken from the justice court to the county court;".

LEGISLATIVE BILL NO. 409. Placed on General File.
LEGISLATIVE BILL NO. 460. Placed on General File.
LEGISLATIVE BILL NO. 555. Placed on General File.

(Signed) CHARLES A. DAFOE, Chairman.

Revenue

LEGISLATIVE BILL NO. 119. Indefinitely postponed.
LEGISLATIVE BILL NO. 120. Indefinitely postponed.
LEGISLATIVE BILL NO. 121. Indefinitely postponed.
LEGISLATIVE BILL NO. 333. Indefinitely postponed.
LEGISLATIVE BILL NO. 332. Indefinitely postponed.
LEGISLATIVE BILL NO. 473. Indefinitely postponed.

(Signed) W. F. HAYCOCK, Chairman.

MOTION—To Reject Standing Committee Report

Mr. President: We move that the majority report of the Committee on Revenue L. B. Nos. 119, 120, 121 and 333 be rejected and that said bills be placed on General File.

(Signed) TVRDIK
WORTHING.

The motion prevailed with 23 ayes, 12 nays, 8 not voting.

MOTION—Not to Concur in Report

Mr. President: I move that the report of the Committee on Revenue be not concurred in and that L. B. No. 473 be placed on General File.

W. F. HAYCOCK.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 22 ayes, 14 nays, 7 not voting.

Enrollment and Review

LEGISLATIVE BILL NO. 537. Correctly engrossed.

LEGISLATIVE BILL NO. 97. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 97:

I. Amend the printed bill, Final Form on Third Reading, page 1, Title, line 19 — Enrollment and Review amendments, page 4, Amendment No. XV, line 5—by inserting before the word "Session" therein the following:

"Chapter 130,".

LEGISLATIVE BILL NO. 163. Correctly enrolled.

LEGISLATIVE BILL NO. 237. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

March 29, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 4:35 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 205.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed:

LEGISLATIVE BILL NO. 163.

LEGISLATIVE BILL NO. 237.

MESSAGE FROM GOVERNOR

March 29th, 1937.

To the President and Members of the Legislature:

Gentlemen:

I have had an official visit from A. E. MacKennon, Commissioner of the New York Worlds Fair for 1939, who has requested some participation on the part of Nebraska in this Fair. It has been suggested that the legislature authorize the appointment of a Commission of perhaps five to give consideration to whether Nebraska should be represented at this Fair and if so, in what way and to what extent.

Without expressing any opinion as to this matter, I am taking this means of officially calling this matter to your attention for any consideration you may wish to give same.

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

Resolution Respecting the Memory of Edward L. Hunt Introduced by Robert M. Armstrong, Second District

How brief this drama of our life appears!
The good die not! This heritage they leave—
The record of a life in virtue spent;
For our own loss, at parting we may grieve—
Lives such as theirs build their own monument.

Edward L. Hunt was born at Fairfield, Iowa, August 10, 1884. With his parents he moved to Nebraska in 1886. His ancestors were English who came to this country in Colonial times. He was the son of E. W. Hunt who for some years was a professor in the English department of the University of Nebraska. He was a farmer by occupation. On Monday, March 22, 1937, he was crushed to death by logs from a pile of wood which toppled on him at a neighbor's farm.

Edward L. Hunt was well-informed, well-read, a highly intelligent and conscientious citizen, a good neighbor and friend. He served his community near Syracuse, Nebraska, as a school board member and represented the Fifth Legislative District from 1929 to 1931 at the Forty-fifth, Forty-sixth and Forty-seventh Sessions of this Legislature,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That it is the sense of this Legislature that Edward L. Hunt was an exemplary legislator worthy of emulation by his suc-

cessors in that throughout his political career he remained steadfast and true to his political principles and has left a record of having served his constituency without fear or favor.

2. That the Clerk of this Legislature be diretced forthwith to send to the surviving sister and brother of the deceased, a copy of this resolution, properly authenticated and suitably engrossed, after the same shall have been spread at large upon the Legislative Journal, as an expression of our profound reverence to his memory.

The rules were suspended and the resolution adopted unanimously.

MOTION—To Recommit L. B. No. 50

Mr. President: I move that Legislative Bill No. 50, now on Third Reading File, be recommitted to General File for the following specific amendments:

1. Amend the printed bill, Final Form on Third Reading, page 2, Section 2, line 17 by striking therefrom the words "produced by them".

2. Amend the printed bill, Final Form on Third Reading, page 4, Section 10, line 17 by inserting after the word and punctuation "sent." therein the following:

"In lieu of the surety bond herein required, said itinerant merchant, at his option, may deposit with the director of said department cash in the sum of two hundred and fifty dollars or its equivalent, which shall be construed to include obligations of the government of the United States or the bonds of any municipality or governmental subdivision of the state of Nebraska eligible as legal investment for the school funds of said state."

(Signed) NUERNBERGER.

The motion was lost with 13 ayes, 28 nays, 2 not voting.

BILLS ON THIRD READING

The following bill was read the third time and put upon passage:

LEGISLATIVE BILL NO. 50.

A Bill for an Act relating to revenue; to define, regulate and license itinerant merchants and the business conducted by them;

to require fidelity bonds from said merchants; to provide for the appointment of the Director of the Department of Agriculture and Inspection of the State of Nebraska as the agent of itinerant merchants and their sureties for the service of process on them or either of them in state; to provide for the service of process on such agent; to provide for the administration and enforcement of said Act; to provide penalties for the violation thereof; and to repeal Sections 77-1434, 77-1435 and 77-1436, Compiled Statutes of Nebraska, 1929.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Norton
Peterson, C. H.
Peterson, J. B
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 4:

Carpenter
Neubauer
Nuernberger
Wells

Not voting, 3:

Ashmore
Carlson
Carsten

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 97.

(See Enrollment and Review amendments as found in this day's Legislative Journal)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

Re-referred for Engrossment

LEGISLATIVE BILL NO. 97. Re-referred to Committee on Enrollment and Review for re-engrossment.

COMMITTEE OF THE WHOLE

At 10:55 A. M. Mr. Worthing moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Howard in the Chair.

After some time spent therein the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 189. Referred to Committee on Enrollment and Review for Review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-ninth Day. These amendments were adopted in Committee of the Whole).

MOTION—To Add Section to L. B. No. 189

Mr. President: I move that an additional section be added to L. B. No. 189 declaring this law be inoperative if the Federal law be declared unconstitutional.

(Signed) FRANK J. BRADY.

The motion prevailed.

LEGISLATIVE BILL NO. 71. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 71:

1. Strike all amendments to the original and printed bill.
2. Strike all of Section 1 of the original and printed bill after

the words, "Section 1.", and insert in lieu thereof the following: "That Section 17-401, C. S. Supp., 1933, as amended by Section 8, Chapter 10, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

17-401. Cities of the second class and villages governed by this chapter shall be bodies corporate and politic, and my sue and be sued; contract or be contracted with; acquire, hold and convey property, real or personal; have a common seal which they may change and alter at pleasure; and such other powers as may be conferred by law. The power of any city of the second class or village to convey any real estate owned by it shall be exercised by ordinance directing the conveyance of such real estate and the manner and terms thereof. Notice of such sale and the terms thereof shall be published immediately after the passage and publication of such ordinance for three consecutive weeks in a newspaper in general circulation in such city or village: Provided, if a remonstrance against such sale signed by thirty per cent of the electors of such city or village voting at the last regular municipal election held therein, be filed with the governing body of such city or village within thirty days of the passage of such ordinance, said property shall not then, nor within one year thereafter, be sold."

3. Strike all of Section 2 of the original and printed bill after the words, "Sec. 2.", and insert in lieu thereof, "That said original Section 17-401, C. S. Supp., 1933, as amended by Section 8, Chapter 10, Session Laws of Nebraska, 1935, Special, is hereby repealed."

4. Amend the title to the original and printed bill as follows: Strike said title and insert in lieu thereof, "A BILL FOR AN ACT to amend Section 17-401, C. S. Supp., 1935, as amended by Section 8, Chapter 10, Session Laws of Nebraska, 1935, Special, relating to cities of the second class and villages; to authorize conveyances of real estate owned by such cities and villages by ordinance; and to repeal said original section, as amended."

(Signed) R. M. HOWARD, Chairman.

The report was adopted.

MOTION—To Reconsider Action on L. B. No. 136

Mr. President: I move that we reconsider our action on L. B. No. 136 in order to take a record vote.

CHARLES A. DAFOE.

The motion prevailed wiht 26 ayes, 13 nays, 4 not voting.

MOTION—To Refer L. B. 136 for Review

Mr. President: I move that L. B. No. 136 be referred to Committee on Enrollment and Review for review.

JOHN ADAMS, Jr.

A call of the Legislature was ordered.

The call was raised.

Mr. Norton demanded a record vote.

Voting in the affirmative, 7:

Adams, J., Jr.
Brandt
Dunn
Hall
Neubauer
Pizer
Warner

Voting in the negative, 35:

Adams, E. A.
Armstrong
Ashmore
Brady
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Frost
Gantz
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Not voting, 1:

McMahon

A majority having voted in the negative, the motion was lost.

MOTION—To Indefinitely Postpone L. B. No. 136

Mr. President: I move that L. B. No. 136 be indefinitely postponed.

JOHN B. PETERSON.

Mr. Dunn demanded a record vote.

Voting in the affirmative, 37:

Adams, E. A.
Armstrong
Dafoe
Diers
Johnson, W. R.
Knickrehm
Reynolds
Schultz

Ashmore
Brady
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Miller
Murphy
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 5:

Adams, J., Jr.
Brandt
Neubauer
Pizer
Warner

Not voting, 1:

McMahon

A majority having voted in the affirmative the motion prevailed.

EXPLANATIONS OF VOTE

Mr. President: I wish to say that my vote on Child Labor was not influenced by any letters sent to the Legislature.

(Signed) HUGH B. ASHMORE.

Mr. President: I was able to create my children and do not need any bureau to raise them for me.

(Signed) ALOIS SLEPICKA.

Mr. President: I still think the home, the school, and the church have first rights on our American youth. I am not sold on the Russian idea yet.

(Signed) STRONG.

Mr. President: I am opposed to child labor but I am also opposed to any further concentration of power in the Federal Government. I vote no.

(Signed) JOHN H. COMSTOCK.

Mr. President: I cannot at this time conscientiously vote for ratification for the following reasons: the amendment confers a dangerously broad grant of power, and over citizens beyond reasonable age limit; it is not necessary for protection of Nebraska children; it is not demanded by public opinion; if ratified, it cannot be recalled, and proper control of child labor can be met by legislation providing that goods manufactured or produced by child labor cannot be shipped from one state into another and there sold without violating laws of that state.

(Signed) HARRY E. GANTZ.

Mr. President: I personally favor the amendment, but having received many resolutions, petitions and letters from the people of my district vehemently voicing their objections to this amendment, I therefore as their representative have to hold to their desire and vote no.

(Signed) TVRDIK.

Mr. President: Yesterday I informed this body that I would introduce a motion this morning asking that we reconsider our action on L. B. No. 136, the Child Labor amendment, for the specific purpose of obtaining a roll call on the bill. This morning I have received a letter from the Omaha Central Labor Union which I consider a scurrilous attack and a direct threat to me personally as well as to every other member of this body. I have therefore reconsidered by contemplated action to introduce my motion and shall not do so.

I ask that this statement be entered in the Journal and I want it known that I voted in opposition to ratification of the Child Labor Amendment.

(Signed) W. H. DIERS.

STANDING COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL NO. 97. Correctly re-engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Adopt Special Rule

Mr. Norton called up the following motion made on March 26, 1937:

MOTION—To Suspend Rules and to Follow Special Rule

Mr. President: I move to suspend Section 13, Rule 7, and Section 3, Rule 8, during the remainder of the present session of the Legislature, and that in lieu thereof the Legislature be governed in its deliberations as they relate to said subject by the following special rule:

SPECIAL RULE

1. The time of the meetings of standing committees shall be at 4:00 P. M. unless otherwise ordered by the Legislature, and except where a standing committtee shall have heretofore set hearings on some bill or bills, in which event said committee shall be excused from attendance at sessions of the Legislature for the purpose of conducting said hearing.

2. The hour of meeting of the Legislature shall be at 9:00 A. M. of each legislative day and at such other hour as the Legislature may each day order.

Mr. Norton moved to amend said rule by adding at the close thereof the following:

"Provided, the foregoing Special Rule shall be in full force and effect on and after April 5, 1937 until the close of the present session."

The rule as amended was adopted with 36 ayes, no nays, 7 not voting.

MOTION—To Adjourn

At 12:40 P. M. on motion of Mr. Diers, the Legislature adjourned.

Clerk of the Legislature.
HUGO F. SRB,

SIXTY-THIRD DAY

Legislative Chamber,

Lincoln, Nebraska, March 31, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

Reverend Charles G. Murphy led the Legislature in prayer.

The roll was called and all members were present except McMahon who was excused.

The Journal for the Sixty-second Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Neubauer, Mr. Schultz, Mr. Knickrehm, Mr. Gantz, opposing any increase in the gallonage tax on alcoholic liquor; Carl H. Peterson, opposing L. B. No. 97; Mr. Diers, opposing L. B. No. 141 and L. B. No. 51.

COMMUNICATIONS

Telegrams were read from the Nebraska State Federation of Labor and the Bricklayers Union of Omaha, favoring the Child Labor amendment.

LETTER FROM LEGISLATIVE COUNSEL

Lincoln, March 26, 1937.

Mr. Hugo F. Srb,
Clerk of the Legislature,
State House,
Lincoln, Nebraska.

Dear Sir:

I have your letter of the 23rd inst., enclosing L. B. 227, together with the proposed amendments, which bill and amendments are herewith returned.

After examining the same carefully, it is my opinion that the bill with the proposed amendments if enacted will be valid and legal. It is quite in keeping with the usual type of reciprocal insurance requirements.

Respectfully submitted,

L. J. TePOEL.

NOTICE OF COMMITTEE HEARINGS

Public Highways and Bridges

L. B. No. 511, Tuesday, April 6, 1937, 2:00 P. M.

Revenue

L. B. No. 164, Thursday, April 8, 1937, 2:00 P. M.
L. B. No. 444, Continued to Thursday, April 8, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL NO. 314. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 314:

1. Amend the printed bill, page 3, Section 2, line 26 by inserting after the word "**failure**" therein the following:

"**: Provided, however, the aggregate of all levies under and by virtue of this section shall not exceed thirteen mills on the dollar on**

the actual value of property within the district unless and until the question of levying the maximum of the several levies herein contemplated is first submitted to the electors of the district at a general or primary election, state or city, or at a special election, called by the board of education, held therein; if, at such election, a majority of the electors voting on said question favor levying more than thirteen mills in the aggregate then and thereafter the foregoing limitation of thirteen mills in the aggregate shall not obtain; if, at such election, a majority of the electors voting on said question oppose levying more than thirteen mills in the aggregate then and thereafter the foregoing limitation of thirteen mills in the aggregate shall be in force and effect. Said question, if defeated, when submitted to the electors and voted upon by them, shall not be re-submitted within a period of less than two years; but said question, if adopted, when once submitted to the electors and voted upon by them, shall not be re-submitted unless and until further authority to do so shall have been granted by the Legislature. It is the purpose of this Act to make it optional with the electors of the district to operate under a law fixing a thirteen mill maximum levy or under a law fixing a fifteen mill maximum levy in accordance with the choice of the electors therein from time to time expressed as herein provided".

2. Amend the printed bill, page 3, Section3, line 12 by striking the figure **"1"** after the word **"Section"** therein and insert in lieu thereof the figure **"2"**; and after the abbreviation **"No."** therein insert the figures **"300"**.

3. Amend the printed bill, page 1, title, line 16 by inserting after the word and punctuation "herein;" the following:

"to leave it optional with the electors of said school districts to operate under a law fixing the annual aggregate school tax levy therein at fifteen mills or at thirteen mills on the dollar of actual valuation of all the property in said school district subject to taxation;";

and in line 17 of said title insert the conjunction "and" before the word "to"; and in line 18 of said title strike the punctuation ";" after the figures "1929" and insert the punctuation "." in lieu thereof.

4. Amend the printed bill, page 3, Section 4, line 2 by striking therefrom the punctuation "," after the figures "79-2722".

LEGISLATIVE BILL NO. 431. Placed on General File.
LEGISLATIVE BILL NO. 475. Placed on General File.

(Signed) W. F. HAYCOCK, Chairman.

Education

LEGISLATIVE BILL NO. 112. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 112:

1. Amend the printed bill, page 1, by striking all of Section 1 thereon and by inserting in lieu thereof the following:

"Section 1. It shall hereafter be unlawful for any person to prepare or deliver any questionnaire, employment application or information blank to any applicant for any teaching position in the public schools of this state, if said questionnaire, employment application or information blank shall contain any inquiry or reference to the religious affiliation or the religious belief of said applicant.".

2. Amend the printed bill, page 1, title by striking all of said title after the word "prohibit" in line 2 therein down to and including the word and punctuation "affiliations;" in line 3 of said title and by inserting in lieu thereof the following:

"any person preparing or delivering any questionnaire, employment application or information blank to any applicant for any teaching position in the public schools of this state, if said questionnaire, application or blank shall contain any inquiry or reference to the religious affiliation or religious belief of said applicant;".

3. Amend the printed bill, page 1, title, line 2 by inserting after the word "ACT" therein the following:

"relating to schools;".

LEGISLATIVE BILL NO. 359. Indefinitely postponed.
LEGISLATIVE BILL NO. 502. Indefinitely postponed.
LEGISLATIVE BILL NO. 184. Indefinitely postponed.
LEGISLATIVE BILL NO. 138. Placed on General File with amendments.

(Amendments mimeographed in lieu of printing in Legislative Journal)

(Signed) EDWIN SCHULTZ, Chairman.

MOTION—To Reconsider L. B. No. 502

Mr. President: I move that we reconsider our action on L. B. No. 502 and that the same be placed on General File.

(Signed) FRED L. CARSTEN.

The motion was lost with 11 ayes, 18 nays and 14 not voting.

Government

LEGISLATIVE BILL NO. 311. Placed on General File with amendments.

Standing Committee amendments to L. B. 311:

1. Amend the printed bill, page 2, Section 1, line 42 by inserting after the word and punctuation "Act." therein the following:

"Every treasurer having invested in securities as aforesaid may deliver the same to his successor, who shall receive and accept the same as funds of the office."

LEGISLATIVE BILL NO. 302. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 302:

1. Amend the printed bill, page 1, Section 1, line 2 by inserting the punctuation "," after the word "Nebraska" and before the word "which".

2. Amend the printed bill, page 1, Section 1 by striking that part of said section commencing with the word "but" in line 5 down to and including the word "lines" in line 9.

3. Amend the printed bill, page 1, Section 1, line 15 by striking therefrom the words "be at" and by inserting in lieu thereof the word "bear".

4. Amend the printed bill, page 2, Section 2, line 3 by striking therefrom the word "dscribed" and by inserting in lieu thereof the word "described".

5. Amend the printed bill, page 1, Section 1, line 12 by striking therefrom the word "therefore" and by inserting in lieu thereof the word "therefor".

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(Signed) P. L. CADY, Chairman.

Commerce and Communications

LEGISLATIVE BILL NO. 178. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 178:

1. Amend the title of the printed bill, page 1, by inserting the following after the word "Act" in line 4:

"and to prescribe rules and regulations"

2. Amend the title of the printed bill, page 1, by striking out "annual maximum" in line 5 and by striking out "60-201, 60-202, 60-203, 60-204" in line 10, and by inserting the following after the word "Nebraska," in line 11:

> "to provide that any part of this Act or rules and regulations promulgated hereunder declared illegal, shall not affect the validity of the remaining parts hereof;".

3. Amend Section 1 of the printed bill by adding in line 16 thereof the following:

"The Legislature declares that all of the available carriage service, including common carriage by rail and road and contract carriage by road, are so interdependent that the public may not continue to have a safe and dependable transportation system unless contract carriers operating on the same roads with common carriers are brought under just and reasonable regulations bringing their service into relation with common carriers."

4. Amend the printed bill by striking all sections after Section 1, and inserting in lieu thereof the following:

"Section 2. As used in this Act and all rules and regulations prescribed by the Commission pursuant thereto:

(a) The term 'person' means any individual, firm, copartnership, corporation, company, association or joint stock association; and includes any trustee, receiver, assignee or personal representative thereof.

(b) The term 'Commission' means the Nebraska State Railway Commission.

(c) The term 'certificate' means a certificate of public convenience and necessity issued under this Act to common carriers by motor vehicle.

(d) The term 'permit' means a permit issued under this Act to contract carriers by motor vehicle.

(e) The term 'intrastate commerce' means commerce between any place in this state and any other place in this state and not in part through any other state.

(f) The term 'highway' means the roads, highways, streets and ways in this state, other than streets, boulevards and avenues within incorporated cities and villages.

(g) The term 'motor vehicle' means any vehicle, machine, tractor, trailer, or semi-trailer, propelled or drawn by mechanical power and used upon the highways in the transportation of passengers or property, but does not include any vehicle, locomotive or car operated exclusively on a rail or rails.

(h) The term 'motor carrier' means any person owning, controlling, managing, operating or causing to be operated any motor propelled vehicle used in transporting passengers or property for hire over any public highway in this state.

(i) The term 'common carrier' means any person who or which undertakes to transport passengers or property for the general public in intrastate commerce by motor vehicle for hire, whether over regular or irregular routes, upon the highways of this state.

(j) The term 'contract carrier' means any motor carrier transporting passengers or property for hire other than as a common carrier."

"Sec. 3. The provisions of this Act shall apply to the transportation of passengers or property by motor carriers for hire engaged in intrastate commerce except:

(a) A motor carrier for hire engaged in the transportation of school children and teachers to and from school.

(b) A motor carrier for hire operated in connection with a part of a srteet car system.

(c) A motor carrier for hire used wholly for transportation of property within any city or village of this state or within a radius of five miles beyond the corporate limits of such city or village.

No provision of this Act or order of the Commission shall apply to motor vehicles owned and operated by farmers or dairymen hauling dairy or farm products from or transporting supplies to their farms or in a bona fide exchange of work with neighbors, nor shall any provision of this Act, or order of the Commission, apply to motor vehicles owned and operated by any industrial, processing or manufacturing plant when used by such plant in the transportation of raw materials and supplies to its plant or plants or in the delivery of its products, supplies, or raw materials to purchasers thereof.

"Sec. 4. Jurisdiction is hereby conferred upon and vested in the Commission, and it shall be its duty:

(a) To regulate common carriers by motor vehicle as provided in this Act, and to that end the Commission may establish reasonable requirements with respect to continuous and adequate service, transportation of baggage and express, uniform system of accounts, records, and reports, preservation of records, quailfication and maximum hours of service of employes, and saftey of operation and equipment.

(b) To regulate contract carriers by motor vehicle as provided in this Act, and to that end the Commission may establish reasonable requirements with respect to uniform systems of accounts, records, and reports, preservation of records, qualifications and maximum hours of service of employes, and safety of operation and equipment.

(c) To administer, execute and enforce all other provisions of this Act, to make all necessary orders in connection therewith, and to prescribe rules, regulations and procedure for such administration, except that proceedings before the Commission, appeals to the supreme court and the enforcement of orders by the Commission shall be governed in all respects by Sections 75-501 to 75-509, inclusive, Compiled Statutes of Nebraska, 1929.

(d) To appoint and fix the salaries of all employes necessary to administer, execute and enforce all the provisions of this Act.

(e) To appoint and fix the salaries of examiners, and jurisdiction is hereby conferred upon such examiners to hold hearings, administer oaths, and to make findings.

"Section 5. For the purpose of sustaining the administration and enforcement of this Act, there is hereby fixed an application fee of ten dollars payable by applicant at the time of filing application or before certificate or permit shall be issued, and, in addition thereto, every motor carrier subject to the provisions of this Act shall pay an annual fee not exceeding the sum of five dollars for each motor vehicle operated, and which fee shall be fixed by the Commission and shall not exceed the amount actually necessary to sustain the administration and enforcement of this Act. Such annual fees shall be due and payable on or before January first of each year after such permit or certificate shall have been issued. Such fees shall be paid to and collected by the Commission and deposited with the State Treasurer within thirty days from the receipt thereof. The money so received into the state treasury shall be set aside as a special fund, designated 'Motor Carrier Fund,' and it is hereby permanently appropriated for the purpose of sustaining the administration and enforcement of this Act."

"Section 6. Receipt for the payment of annual fees shall be issued by the Commission in triplicate. The original and one copy shall be delivered to motor carrier and one copy retained by the Commission. On and after January first, 1938, no County Treasurer shall issue a license or deliver license plates to any motor carrier subject to the provisions of this Act except upon presentation by such motor carrier of the duplicate receipt for annual permit fees issued by the Commission for the year such license and license plates are issued and which duplicate receipt shall be retained by the County Treasurer. For the purpose of identification of motor carriers subject to the provisions of this Act and to distinguish the same from other commercial motor carriers not subject to the provisions of this Act, the head of the Department of Roads and Irrigation shall prepare a form of license plates for such motor carriers and furnish a sufficient supply of the same to each County Treasurer."

"Section 7. (a) Ninety days after the effective date of this Act it shall be unlawful for any common carrier by motor vehicle subject to the provisions of this Act to engage in any intrastate operations on any public highway in Nebraska unless there is in force with respect to such carrier a certificate of public convenience and necessity issued by the Commission authorizing such operations: Provided, however, subject to Section 9 of this Act, if any such carrier or predecessor in interest was in actual bona fide operation as a common carrier by motor vehicle on April 1, 1936, over the route or routes or within the territory for which application is made, and has so operated since that time or if engaged in furnishing seasonal service only was in actual bona fide operation on April 1, 1936, during the season ordinarily covered by its operation, except in either instance as to interruptions of service over which the applicant or its predecessor in interest had no control, the Commission shall issue such certificate without requiring further proof that public convenience and necessity will be served by such operation and without further proceedings if application for such certificate is made to the Commission as provided in paragraph (b) of this section and within sixty days after the effective date of this Act. Pending the determination of any such application, the continuance of such operation shall be lawful; otherwise, the application for such certificate shall be denied in accordance with the procedure provided for in paragraph (c) of this section, and such certificate shall be issued or denied accordingly.

(b) Application for certificates shall be made in writing to the Commission, be verified under oath, and shall be in such form and contain such information as the Commission shall by regulation require. Upon filing of such application the Commission shall serve notice by mail upon all interested parties. Any person not included within the provisions of paragraph (a) of this section, who or which is engaged in transportation in intrastate commerce as a common carrier by motor vehicle when this Act takes effect may continue such operation for a period of sixty days thereafter without a certificate, and, if application for such certificate is made to the Commission within such period, the carrier may, under such regulations as the Commission may prescribe, continue such operation until otherwise ordered by the Commission.

(c) Subject to Section 9 of this Act, a certificate shall be issued to any qualified applicant therefor authorizing the whole or any part of the operations covered by the application if it is found that the applicant is fit, willing and able properly to perform the service proposed and to conform to the provisions of this Act and the requirements, rules and regulations of the Commission thereunder, and that the proposed service, to the extent to be authorized by the certificate, is or will be required by the present or future public convenience and necessity; otherwise such application shall be denied.

(d) Any certificate issued under this Section shall specify the service to be rendered and the routes over which the fixed termini, if any, between which, and the intermediate and off-route points, if any, at which, and in case of operations not over specified route or between fixed termini, the territory within which such carrier is authorized to operate; and there shall, at the time of issuance and from time to time thereafter, be attached to the exercise of the privileges granted by the certificate such reasonable terms, conditions, and limitations as the public convenience and necessity may from time to time require, including terms, conditions, and limitations as to the extension of the route or routes of the carrier, and such terms and conditions as are necessary to carry out, with respect to the operations of the carrier, the requirements established by the Commission. A common carrier by motor vehicle operating under any such certificate may occasionally deviate from the route over which, and/or the fixed termini between which, it is authorized to operate under the certificate, under such general or special rules and regulations as the Commission may prescribe. Any common carrier by motor vehicle transporting passengers under a certificate issued under this part may transport in intrastate commerce to any place special or charters parties under such rules and regulations as the Commission shall have prescribed. A certificate for the transportation of passengers may include authority to transport the same vehicle with the passengers, newspapers, baggage of passengers, express, or mail, or to transport baggage in a separate vehicle.

"Section 8. Ninety days after the effective date of this Act it shall be unlawful for any person to engage in the business of a contract carrier by motor vehicle in intrastate commerce on any public highway of Nebraska unless there is in force with respect to such carrier a permit issued by the Commission authorizing such person to engage in such business: Provided, that, subject to Section 9 of this Act, if any such carrier or a predecessor in interest was in actual bona fide operation as a contract carrier by motor vehicle on April 1, 1936, over the route or routes or within the territory for which application is made, and has so operated since that time, or, if engaged in furnishing seasonal service only, was in actual bona fide operation on April 1, 1936, during the season ordinarily covered by its operations, except in either instance as to interruptions of service over which the applicant or its predecessor in interest had no control, the Commission shall issue such permit without further proceedings, if application for such permit is made to the Commission as provided in paragraph (b) of this section and within sixty days after the effective date of this Act. Pending determination of any such application, the continuance of such operation shall be lawful; otherwise, the application for such permit shall be denied in accordance with the procedure provided in paragraph (b) of this section, and such permit shall be issued or denied accordingly. Any person not included within the foregoing provisions of this paragraph, who or which is engaged in transportation as a contract carrier by motor vehicle when this section takes effect may continue such operation for a period of sixty days thereafter without a permit, and, if application for such permit is made within such period, the carrier may, within such rules and regulations as the Commission may prescribe, continue such operation until otherwise ordered by the Commission.

(b) Applications for such permits shall be made to the Commission in writing, be verified under oath, and shall be in such form and contain such information as the Commission shall by regulation require. Upon filing such application the Commission shall give notice by mail to all interested parties. Subject to Section 9 of this Act a permit shall be issued to any qualified applicant therefor, authorizing in whole or in part the operations covered by the application if it apears from the application or from any hearing held thereon that the applicant is fit, willing and able properly to perform the service of a contract carrier by motor vehicle and to conform to the provisions of this Act and the lawful requirements, rules and regulations of the Commission thereunder, and that the proposed operation, to the extent authorized by the permit, will be consistent with the public interest; otherwise, such application shall be denied. The Commission shall, in the determination of the question of public interest of any proposed operation under this section, take into consideration the number of competing operators and not the number of motor vehicle units being operated by such competing operators. The Commission shall specify in the permit the business of the contract carrier covered thereby and the scope thereof and shall attach to it, at the time of issuance, and from time to time thereafter, such reasonable terms, conditions, and limitations consistent with the character of the holder as a contract carrier as are necessary to carry out, with respect to the operations of such carrier, the requirements established by the Commission: Provided, however, that no terms, conditions or limitations shall restrict the right of the carrier to substitue or add contracts within the scope of the permit, or to add to his or its equipment and facilities, within the scope of the permit, as the development of the business and the demands of the public may require.

"Sec. 9. No person, after January 1, 1938, shall at the same time hold under this Act a certificate as a common carrier and a permit as a contract carrier authorizing operation for the transportation of property by motor vehicle over the same route or within the same territory unless for good cause shown the Commission shall find that such certificate and permit may be held consistently with the public interest and with the policy declared in Section 1 of this Act.

"Sec. 10. Permits and certificates shall be effective from the dates specified therein and shall remain in effect until terminated as herein provided. Any such permit or certificate may, upon application of the holder thereof, in the discretion of the Commission be amended or revoked in whole or in part or may, upon complaint or on the Commission's own initiative, after notice and hearing, be suspended, changed or revoked in whole or in part for willful failure to comply with any provisions of this Act or with any lawful order, rule or regulation of this Commisison promulgated thereunder, or with any term, condition or limitation of such permit or certificate.

"Sec. 11. No certificate or permit shall be issued to a motor carrier or remain in force, unless such carrier complies with such reasonable rules and regulations as the Commission shall prescribe governing the filing and approval of surety bonds, policies of insurance, qualifications as a self-insurer or other securities or agreements, in such reasonable amount as the Commision may require, conditioned to pay, within the amount of such surety bonds, policies of insurance, qualifications as a self-insurer or other securities or agreements, any final judgment recovered against such motor carrier for bodily injuries to or the death of any person resulting from the negligent operation maintenance, or use of motor vehicles under such certificate or permit, or for loss or damage to property of others. The Commission may, in its discretion and under such rules and regulations as it shall prescribe, require any such common carrier to file a surety bond, policies of insurance, qualifications as a self-insurer, or other securities or agreements, in a sum to be determined by the Commission, to be conditioned upon such carrier making compensation to shippers and/or consignee for all property belonging to shippers and/or consignees, and coming into the possession of such carrier in connection with its transportation service. Any carrier which may be required by law to compensate a shipper and/or consignee for any loss, damage, or default for which a connecting motor common carrier is legally responsible shall be suborgated to the rights of such shipper and/or consignee under any such bond, policies of insurance, or other securities or agreements, to the extent of the sum so paid. In carrying out the provisions of this section, the Commission may classify motor carriers, taking into consideration the hazards of the operations of such carriers and the value of commodities carried, but nothing contained herein shall be construed as authorizing said Commission to compel motor carriers other than common carriers to carry cargo insurance.

"Section 12. It shall be lawful, under conditions specified below, but under no other conditions, for two or more motor carriers to consolidate or merge their properties, or any part thereof, into one ownership, management, or operation of the properties theretofore into separate ownership, or for any such motor carrier or two or more such motor carriers jointly, to purchase, lease or contact to operate the properties, or any part thereof, of another such carrier; or for any such motor carrier or two or more such carriers jointly, to acquire control of another such carrier through purchase of its stock; or for a person to acquire control of two or more motor carriers through ownership of their stock; or for any such person who has control of one or more motor carriers to acquire control of another such carrier through ownership of its stock. Whenever a consolidation, merger, purchase, lease, operating contract or acquisition of control is proposed, the carrier or carriers or person seeking authority therefor shall present an application to the Commission, and thereupon the Commission shall, if it deems a hearing necessary, notify such carriers and other parties known to have an interest, of the time and place for a public hearing in accordance with such rules and regulations as the Commission may prescribe. If, after such hearing, the Commission finds that the transaction proposed will be consistent with the public interest and does not unduly restrict competition, it may enter an order approving and authorizing such consolidation, merger, purchase, lease, operating contract or acquisition of control, upon such terms and conditions as it shall find to be just and reasonable."

"Sec. 13. (a) The Commission is vested with power and authority to, and it shall be its duty to prescribe within one hundred twenty days after the effective date of this Act rates and charges for the transportation of passengers and property by common carrier, which rates and charges shall become effective not later than sixty days after such prescription.

(b) No common carrier subject to the provisions of this Act shall charge or demand or collect or receive a greater or less or different compensation for transportation or for any service in connection therewith between the points enumerated in such tariff than the rates, charges and fares specified in the tariff in effect at that time; and no such carriers shall refund or remit in any manner or by any device, directly or indirectly, or through any agent or broker or otherwise, any portion of the rates, fares, or charges so specified, or to extend to any person any privileges or facilities for transportation in intrastate commerce except such as are specified in its tariffs.

(c) No change shall be made in any rate, fare, charge or classification or any rule, regulation or practice affecting such rate, fare, charge or classification or the value of the service thereunder specified in any effective tariff of a common carrier except after thirty days' notice of the proposed change filed in accordance with such rules as the Commission shall prescribe. Such notice shall plainly state the change proposed to be made and the time when such change shall take effect.

(d) After having been required to publish tariffs showing rates, fares and charges for the transportation of passengers or property, it shall be unlawful for any motor carrier to engage in the transportation of passengers or property unless the rates, fares and charges upon which the same are transported by said carrier have been published in accordance with the provisions of this section.

"Sec. 14. (a) The Commission is vested with power and authority, and it is hereby made its duty to prescribe minimum rates, fares and charges to be collected by contract carriers, which minimum rates, fares and charges shall not be less than rates prescribed by the Commission for common carriers under Section 13 of this Act.

(b) It shall be the duty of every contract carrier by motor vehicle to file with the Commission, publish, and keep open for public inspection, in the form and manner prescribed by the Commission, schedules containing the minimum charges of such carrier or carriers for the transportation of passengers or property in intrastate commerce, and any rule, regulation, or practice affecting such charges and the value of the service thereunder. No such contract carrier, unless otherwise provided by this Act, shall engage in the transportation of passengers or property in intrastate commerce unless the minimum charges for such transportation by said carrier have been published, filed and posted in accordance with the provisions of this section: Provided, however, that no rules of the Commission issued pursuant to the provisions of this section shall prevent a group of such carriers from publishing such rates, fares or charges collectively or by their agent.

(c) No reduction shall be made in any such charge, either directly or by means of any change in any rule, regulation, or practice affecting such charge or the value of service thereunder, except after thirty days' notice of the proposed change filed in the aforesaid form and manner. Such notice shall plainly state the change proposed to be made and the time when such change will take effect. No such carrier shall demand, charge or collect a less compensation for such transportation than the charges filed in accordance with this paragraph, as affected by any rule, regulation, or practice so filed, or as may be prescribed by the Commission from time to time, and it shall be unlawful for any such carrier, by the furnishing of special services, facilities, or privileges, or by any other device whatsoever, to charge, accept or receive less than the minimum charges so filed or prescribed.

(d) After having been required to publish schedules showing rates, fares and charges for the transportation of passengers or property, and after the time fixed by the Commission for the publication of the same, it shall be unlawful for any contract carrier to engage in the transportation of passengers or property unless the rates, fares and charges upon which the same are transported by said carrier have been published in accordance with the provisions of this section.

"Section 15. Whenever, after hearing upon complaint or in an investigation on its own initiative, the Commission shall be of the opinion that any rate, fare or charge demanded, charged or collected by any motor carrier subject to the provisions of this Act, or any classification, rule, regulation or practice whatsoever of such motor carrier affecting such rate, fare or charge or the value of the service thereunder, is or will be unjust or unreasonable or unjustly discriminatory or unduly preferential or unduly prejudicial, it shall determine and prescribe the lawful rate, fare or charge, or the maximum or minimum, or maximum and minimum rate, fare or charge thereafter to be observed, or the lawful classification, rule, regulation or practice thereafter to be made effective.

"Sec. 16. (a) Any person knowingly and willfully violating any provisions of this Act, or any rule, regulation, requirement or order of the Commission, or any term or condition of any permit or certificate issued by the Commission, shall, upon conviction thereof, be fined not more than $100.00 for the first offense, and not more than $200.00 for any subsequent offense. Each day of such violation shall constitute a separate offense.

(b) Any person, whether carrier, shipper, consignee, or any officer, employe, agent or representative thereof, who shall knowingly offer, grant or give, or solicit, accept or receive any rebate, concession or discrimination in violation of any provision of this Act, or who, by means of any false statement or representation, or by the use of any false or fictitious bill, bill of lading, receipt, voucher, account, claim, certificate, affidavit, deposition, lease or bill of sale, or by any other means or device, shall knowingly and wilfully assist, suffer or permit any person or persons, natural or artificial, to obtain transportation of passengers or property subject to this Act for less than the applicable rate, fare or charge, or who shall knowingly and willfully, by any such means or otherwise, fraudulently seek to evade or defeat regulation as in this Act provided for motor carriers, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, be fined not more than $100.00 for the first offense, and not more than $200.00 for any subsequent offense."

"Sec. 17. If any clause or other portion of this Act or any rule or regulations prescribed hereunder are held to be invalid, that decision shall not affect the validity of the remaining portions of this Act. The Legislature hereby declares that all such remaining portions of this Act are severable, that it would have enacted such remaining portions if the invalid portions had not been included therein.

"Sec. 18. That said original Sections 60-101, 60-102, 60-103, 60-104, 60-105, 75-1001 and 75-1002, Compiled Statutes of Nebraska, 1929, are hereby repealed.

"Sec. 19. Whereas, an emergency exists, this Act shall be in full force and effect from and after its passage and approval."

(Signed) JOHN KNICKREHM, Vice-Chairman.

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 344. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 344:

Amend Legislative Bill No. 344, Sec. 1, page 2, line 9, by striking after the word "include" the following:

"but otherwise not be limited thereby"

Amend Legislative Bill No. 344, Section 1, page 2, line 35, subdivision 'f' after the word "having" strike the following:

"graduated from an approved school of cosmetology having previously".

LEGISLATIVE BILL NO. 307. Re-referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 17. Placed on General File with amendment.

Standing Committee amendment to L. B. No. 17:

Amend Sec. 1, page 2, line 36 by striking everything after the word "any" and insert in lieu thereof "male persons.".

(Signed) W. E. WORTHING, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 38. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 38:

(Note: Capital letters indicate stricken matter, blackface type indicates new matter)

I. Strike all the Standing Committee amendments, to the printed bill and to the original bill (See pages 648 to 650 of the Legislative Journal).

II. Amend the printed bill, pages 1, 2, 3, 4 and 5—pages 2, 3, 4, 5, 6 and 7 of the original bill—by striking all of the body and text thereof after the enacting clause and by inserting in lieu thereof the following:

"Section 1. That Section 39-1106, C. S. Supp., 1933, as amended by Section 2, Chapter 134, Session Laws of Nebraska, 1935, be amended to read as follows:

39-1106. THE VIOLATION OF ANY OF THE PROVISIONS OF THIS ARTICLE EXCEPT AS OTHERWISE PROVIDED ELSEWHERE IN THIS ARTICLE OR IN SECTION 60-319, C. S. SUPP., 1933, AS IT NOW IS OR HEREAFTER AMENDED, SHALL BE DEEMED A MISDEMEANOR PUNISHABLE BY A FINE OF NOT LESS THAN TEN DOLLARS AND COSTS, NOR MORE THAN FIFTY DOLLARS AND COSTS FOR THE FIRST OFFENSE AND PUNISHABLE BY A FINE OF NOT LESS THAN FIFTY DOLLARS AND COSTS, OR IMPRISONMENT NOT EXCEEDING SIXTY DAYS IN THE COUNTY JAIL FOR EACH SUBSEQUENT OFFENSE, OR BOTH FINE AND IMPRISONMENT; PROVIDED, HOWEVER, IF ANY PERSON OPERATING A MOTOR VEHICLE IN VIOLATION OF THE PROVISIONS OF THIS ARTICLE, SHALL BY SO DOING SERIOUSLY INJURE, MAIM OR DISFIGURE ANY PERSON, OR CAUSE THE DEATH OF ANY PERSON OR PERSONS, HE SHALL UPON CONVICTION THEREOF BE FINED NOT LESS THAN TWO HUNDRED DOLLARS AND COSTS NOR MORE THAN FIVE HUNDRED DOLLARS AND COSTS, OR BE IMPRISONED IN THE PENITENTIARY FOR NOT LESS THAN ONE YEAR OR MORE THAN TEN YEARS; PROVIDED, FURTHER, ANY PERSONS FOUND GUILTY OF OPERATING A **(a) It shall be unlawful for any person to operate any motor vehicle while under the influence of alcoholic liquor or of any drug. Any person who shall operate any** motor vehicle while under the influence of INTOXICATING **alcoholic** liquor or NARCOTIC DRUGS **of any drug,** shall, FOR THE FIRST OFFENSE, BE PUNISHED BY IMPRISONMENT IN THE COUNTY JAIL FOR NOT LESS THAN FIVE NOR MORE THAN NINETY DAYS; FOR THE SECOND OFFENSE, BE PUNISHED BY IMPRISONMENT IN THE COUNTY JAIL NOT LESS THAN NINETY DAYS AND NOT EXCEEDING SIX MONTHS, AND FOR THE THIRD AND EACH SUBSEQUENT OFFENSE, SHALL BE DEEMED GUILTY OF A FELONY, AND SHALL BE PUNISHED BY IMPRISONMENT IN THE PENITENTIARY FOR NOT LESS THAN ONE YEAR NOR MORE THAN THREE YEARS, AND SHALL ALSO BE ADJUDGED AND ORDERED BY THE COURT NOT TO DRIVE A MOTOR VEHICLE OF ANY DESCRIPTION WITHIN THIS STATE FOR A PERIOD OF ONE YEAR FROM THE DATE OF HIS FINAL DISCHARGE FROM THE COUNTY JAIL OR THE PENITENTIARY AS THE CASE MAY BE UNDER THE JUDGMENT OF CONVICTION, AND IF SAID PERSON, WHILE SO OPERATING SAID MOTOR VEHICLE, SHALL HAVE SERIOUSLY INJURED, MAIMED OR DISFIGURED ANY PERSON, OR CAUSED THE DEATH OF ANY PERSON OR PERSONS, IN WHICH EVENT SUCH PERSON SHALL BE DEEMED GUILTY OF A FELONY, AND UPON CONVICTION THEREOF, SHALL BE IMPRISONED IN THE PENITENTIARY NOT LESS THAN THREE YEARS NOR MORE THAN TEN YEARS; PROVIDED FURTHER, ANY PERSON APPLYING FOR OR TAKING OUT MOTOR VEHICLE REGISTRATION IN ANY COUNTY OTHER THAN THAT IN WHICH SUCH PERSON ACTUALLY RESIDES OR CONDUCTS A BONA FIDE BUSINESS, AT THE TIME OF TAKING OUT SUCH LICENSE SHALL BE DEEMED GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE FINED IN THE SUM OF NOT LESS THAN FIVE DOLLARS NOR MORE THAN TWENTY-FIVE DOLLARS. PROVIDED, A LICENSE MAY BE ISSUED TO ANY ELIGIBLE PERSON IN THE COUNTY IN WHICH HE MAINTAINS A LEGAL RESIDENCE. **be deemed guilty of a crime, and, upon conviction thereof, shall be punished as follows: (1) If such conviction be for a first offense, such person shall be imprisoned in the county jail for not more than thirty days, or shall be fined not more than fifty dollars nor less than ten dollars, or both, and may be ordered by the court, as part of the judgment of conviction, not to drive any motor vehicle for a period of not to exceed one year from and after the date of his final discharge from the county jail, or the date of payment or satisfaction of said fine, whichever be the later. (2) If such conviction be for a second offense, such person shall be imprisoned in the county jail for not less than thirty days nor more than sixty days, or shall be fined not less than fifty dolalrs nor more than two hundred dollars, or both, and shall be ordered by the court, as part of the judgment of conviction, not to drive any motor vehicle for a period of not less than sixty days nor more than two years from and after the date of his final discharge from the county jail, or payment or satisfaction of said fine, whichever be the later. (3) If such conviction be for a third offense, or subsequent offense thereafter, such person shall be imprisoned in the penitentiary for not less than one year nor more than three years, and shall be ordered by the court, as part of the judgment of conviction, not to drive any motor vehicle for a period of one year from and after the date of his final discharge from the penitentiary. (b) Any person who shall violate any of the provisions of Article 11, Chap-**

ter 39, Compiled Statutes of Nebraska, 1929, as now or hereafter amended, or who shall violate any provisions of Article 3, Chapter 60, Compiled Statutes of Nebraska, 1929, as now or hereafter amended, or of any other law of this state relating to the operation of motor vehicles, shall, except as otherwise provided herein or elsewhere, upon conviction thereof, be punished as follows: (1) For a first such offense, such person shall be fined not less than ten dollars nor more than fifty dollars, or imprisoned in the county jail for not more than thirty days, or both. (2) For each subsequent such offense, such person shall be fined not less than twenty-five dollars nor more than two hundred dollars, or shall be imprisoned in the county jail for not more than sixty days, or both. (c) Any person convicted of manslaughter or mayhem resulting from his operation of a motor vehicle shall be adjudged and ordered not to drive any motor vehicle for a period of two years from the date of his final discharge from the penitentiary.

Sec. 2. That Section 60-412, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

60-412. Upon conviction in any COURT **court** within this state of any violation of any law of this state pertaining to the operation of motor vehicles or any city or village ordinance relating to the operation of a motor vehicle in a manner to endanger life, limb or property, the JUDGE **judge** of said COURT **court** may, **in his discretion** suspend the license of such convicted person for a period of time not less than ten (10) days nor exceeding six months, AND IF THE CONVICTION SHALL BE FOR MANSLAUGHTER RESULTING FROM THE OPERATION OF A MOTOR VEHICLE OR FOR OPERATING A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF LIQUOR OR NARCOTIC DRUG, SAID LICENSE SHALL BE REVOKED AND A NEW LICENSE SHALL NOT BE GRANTED WITHIN TWO YEARS FROM THE DATE OF CONVICTION IN THE CASE OF MANSLAUGHTER, NOR WITHIN ONE YEAR FROM THE DATE OF CONVICTION FOR OPERATING A MOTOR VEHICLE UNDER THE INFLUENCE OF LIQUOR OR NARCOTIC DRUG. **unless a greater period of suspension be made mandatory by Section 1 of this Act.** THE MAGISTRATE OF SAID COURT **Said court** shall endorse upon the license of every person so convicted of the violation of any law pertaining to the operation of motor vehicles, the nature of the offense, the date of hearing, the sentence imposed by the COURT **court**, and shall forthwith notify the **State Engineer for the** Department of PUBLIC WORKS Roads and Irrigation in detail, ALL **of** the action and findings of the COURT **court.** Appeal from the sentence of conviction shall constitute an appeal from the suspension or revocation of the license.

Sec. 3. That said original Section 39-1106, C. S. Supp., 1933, as amended by Section 2, Chapter 134, Session Laws of Nebraska, 1935, is hereby repealed; and that said original Section 60-412, Compiled Statutes of Nebraska, 1929, is hereby repealed.

Sec. 4. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law.".

III. Amend the printed bill, page 1—the original bill page 1—by striking all of the title of said bill before the enacting clause and by inserting in lieu thereof the following:

"A BILL

FOR AN ACT to amend Section 39-1106, C. S. Supp., 1933, as amended by Section 2, Chapter 134, Session Laws of Nebraska, 1935; to amend Section 60-412, Compiled Statutes of Nebraska, 1929, relating to motor vehicles; to prohibit the operation thereof by any person while under the influence of alcoholic liquor or any drug; to prescribe penalties for the violation thereof and for certain other offenses arising out of or resulting from the operation of motor vehicles; to prescribe the duties of courts with respect to the suspension or revocation of licenses of operators to drive motor vehicles upon judgments of conviction hereunder; to repeal said original section as amended; to repeal said original section; and to declare an emergency."

LEGISLATIVE BILL NO. 327. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 327:

I. Amend the printed bill, pages 1 and 2—the original bill pages 2 and 3—by striking all of Sections 1 and 3 therein and by renumbering Sections 2 and 4 as Sections 1 and 2, respectively.

II. Amend the printed bill, page 1, title—original bill, page 1—by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

"relating to state institutions; to reappropriate all unexpended balances in the automobile license plate factory fund, the road marker and sign factory fund, and the handcraft furniture factory fund administered by the Board of Control to the Nebraska State-Use System of Prison Employment Fund; to reappropriate all unexpended balances in the Nebraska State-Use System of Prison Employment

Fund at the end of the present biennium for the uses and purposes of said fund during the biennium ending June 30, 1939; to provide that sums reappropriated shall be immediately available; and to declare an emergency."

LEGISLATIVE BILL NO. 329. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 329:

I. Amend the printed bill, page 1, Section 1, line 1—page 1, Section 1, line 2 of the original bill—by striking the word "appropriated" and by inserting in lieu thereof the word "reappropriated".

LEGISLATIVE BILL NO. 323. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 323:

I. Amend the printed bill, page 2, Section 1, line 16—page 2, Section 1, line 21 of the original bill—by inserting the punctuation "," after the word "self-supporting".

LEGISLATIVE BILL NO. 325. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 325:

I. Amend the printed bill, page 1, Section 2, line 1,—page 1, Section 2, line 2 of the original bill—by striking the word "authorized" therein and by inserting in lieu thereof the word "directed"; and strike that part of said section commencing with the word "former" in lines 1 and 2 of the printed bill—line 2 of the original bill—down to and including the word "used" in line 2 of the printed bill—page 2, Section 2, line 6 of the original bill—and insert in lieu thereof the following: "Genoa State Farm".

II. Amend the printed bill, page 1, Section 2, line 9—page 2, Section 2, line 12 of the original bill—by striking therefrom the word "major" and by inserting in lieu thereof the word "said".

LEGISLATIVE BILL NO. 290. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 290:

I. Amend the printed bill, page 1, preamble, paragraph 1, line 11—page 2, preamble, paragraph 1, line 14 of the original bill—

by inserting after the conjunction "and" therein the word "for"; and in line 11, paragraph 1, of said preamble to the printed bill—line 15, paragraph 1 of the preamble to the original bill—insert the conjunction "and" after the word and punctuation "rents," and before the article "the" therein.

II. Amend the printed bill, page 2, preamble, paragraph 1, line 16—page 2, preamble, paragraph 1, line 22 of the original bill—by striking the punctuation ";" therein and by inserting in lieu thereof the punctuation ",".

III. Amend the printed bill, page 2, Section 1 by inserting immediately after line 6 therein—page 3, Section 1, line 8 of the original bill—a new section to be numbered as follows:

"Sec. 2. The State of Nebraska, by this Act, specifically waives the defense of sovereignty, and by this Act which this Legislature intends to be a law, permits itself to be sued for the sole purpose of determining the priority of liens and the right of elimination of junior liens, and to provide for liability on the part of the State of Nebraska in the premises, if any, all as set forth in Section 1 of this Act."; and renumber the rest of said sections to conform with the within amendment.

LEGISLATIVE BILL NO. 168. Placed on Select File.
LEGISLATIVE BILL NO. 83. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 83:

I. Amend the printed bill, Final Form on Third Reading, page 1, Section 1, line 4 by restoring the stricken matter therein.

II. Amend the printed bill, Final Form on Third Reading, page 2, Section 1, by striking that part of said section commencing with the punctuation ";" in line 14 down to and including the word **"year"** in line 15.

III. Amend the printed bill, Final Form on Third Reading, page 1, title, line 5 by striking therefrom "village trustees and other".

LEGISLATIVE BILL NO. 169. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 169:

I. Strike all of paragraph 3 of the Committee of the Whole amendments to the bill.

II. Amend the printed bill, page 1, Section 1, line 1—page 2, Section 1, line 1 of the original bill—by striking the word "appropriated" therein and by inserting in lieu thereof the word "reappropriated"; and on page 2, Section 1, lines 4 and 5 of the printed bill—page 2, Section 1, lines 6 and 7 of the original bill—strike therefrom "or his successor, if any," therein and insert in lieu thereof "or the lawful custodian of the State Capitol Building," ; and on page 2, Section 1, line 9 of the printed bill—page 2, Section 1, lines 12 and 13 of the original bill strike therefrom "or to his successor, if any" therein and insert in lieu thereof "or the lawful custodian of the State Capitol Building".

III. Amend the printed bill, page 2, Section 2, line 1—page 2, Section 2, line 2 of the original bill—by inserting after the word "Buildings" and before the word "shall" therein the following: ", or lawful custodian of the State Capitol Building"; and on page 2, Section 2, line 2 of the printed bill—page 2, Section 2, line 2 of the original bill—strike "appropriation" therein and insert in lieu thereof "reappropriation".

IV. Amend the printed bill, page 1, title, by striking all of said title after the word "ACT" in line 2 therein—page 1, title, line 2 of the original bill—and by inserting in lieu thereof the following:

"to reappropriate out of the Aeronautics Commission Fund for the use of the Commissioner of Public Lands and Buildings, or the lawful custodian of the State Capitol Building, the sum of ten thousand dollars for lighting the tower of said State Capitol Building; and to declare an emergency.".

V. Amend the Committee of the Whole amendments, paragraph 1, line 2 by striking the punctuation "." after the word "Fund" therein; and in said line 2 insert the article "the" after the word "of" and before the word "Aeronautics" therein.

LEGISLATIVE BILL NO. 102. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 102:

I. Amend the printed bill, page 1, Section 1, line 6,—page 2, Section 1, line 9 of the original bill—by striking the punctuation ":" therein and by inserting in lieu thereof the punctuation ";".

LEGISLATIVE BILL NO. 50. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

March 31, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 8:45 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 163.
LEGISLATIVE BILL NO. 237.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed:

LEGISLATIVE BILL NO. 50.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 560.

(Signed) WELLS.

The motion prevailed unanimously.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 560. By Committee on Public Highways and Bridges.

A Bill for an Act to amend Sections 39-1194, 39-1195, 39-1196, 39-1197, 39-1198 and 39-1199, C. S. Supp., 1933, relating to motor vehicles; to provide that all motor vehicles shall be equipped with safety glass as therein defined; to provide penalties for the violation thereof; to repeal said original sections; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 560 read the second time.

(Signed) WELLS.

The motion prevailed with 33 ayes, no nays, 10 not voting.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading.)

LEGISLATIVE BILL NO. 560. By Committee on Public Highways and Bridges.

Referred to Committee on Public Highways and Bridges.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 227.

A Bill for an Act to amend Section 44-217, Compiled Statutes of Nebraska, 1929, relating to insurance; to empower the Director of Insurance for the Department of Insurance to cancel or to refuse authority to every insurance company domiciled in a foreign state or country, to do business in the State of Nebraska, if said state or country shall have declined a permit to do business to any duly organized Nebraska insurance company; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 16:

Adams, E. A.
Adams, J., Jr.
Brandt
Brodecky
Cady
Frost
Hall
Haycock
Johnson, R. W.
Norton
Peterson, J. B.
Pizer
Regan
Thomas
Tvrdik
Worthing

Voting in the negative, 22:

Armstrong
Ashmore
Brady
Carsten
Comstock
Diers
Gantz
Howard
Knickrehm
Miller
Neubauer
Nuernberger
Peterson, C. H.
Reynolds
Schultz
Strong
Von Seggern
Warner
Wells

Dafoe
Murphy
Slepicka

Not voting, 5:

Carlson
Carpenter
Dunn
Johnson, W. R.
McMahon

A constitutional majority having failed to vote in the affirmative, the bill failed of passage.

LEGISLATIVE BILL NO. 523. (With emergency clause)

A Bill for an Act to amend Section 50, Chapter 116, Session Laws of Nebraska, 1935, relating to liquors; to fix the amount of gallonage tax to be paid on the manufacture of or the distribution at wholesale of alcoholic liquors; to direct the uses and purposes to which the net proceeds arising hereunder shall be put, for the biennium ending June 30, 1939, if and when specifically appropriated by the Legislature; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 30:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Schultz
Strong
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 11:

Adams, E. A.
Brandt
Brodecky
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Slepicka
Thomas
Worthing

Not voting, 2:

Johnson, W. R.	McMahon

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATIONS OF VOTE

Mr. President: I vote "Aye" for the sole reason that I am anxious to raise revenue to pay at least fifty per cent of what the old people are now receiving each month in old age assurance.

(Signed) TRACY T. FROST.

Mr. President: Any additional tax or license to present liquor laws will help to create more bootleggers. I therefore vote "No".

(Signed) EMIL E. BRODECKY.

Mr. President: I am voting for this bill only for the purpose of giving it the emergency clause.

(Signed) E. M. VON SEGGERN.

Mr. President: I do not believe that additional taxes should be levied upon liquors. However, it is necessary that revenue be raised in order to care for the indigent and aged and also to pass the bill with the emergency clause. Therefore, I vote "Aye".

(Signed) TVRDIK.

LEGISLATIVE BILL NO. 202.

A Bill for an Act to amend Section 33-127, C. S. Supp., 1933, relating to fees and salaries; to enumerate the services which shall be considered as included in the fees in full for any and all services to be performed by county judges in the settlement of estates wherein no contest arises; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams, E. A.	Comstock	Knickrehm	Reynolds
Adams, J., Jr.	Dafoe	Miller	Schultz

Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 3:

Armstrong
Johnson, W. R.
McMahon

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 194. (With emergency clause)

A Bill for an Act to amend Section 2-1014, C. S. Supp., 1933, relating to agriculture; to prescribe certificate fees for inspections of nursery stock; to empower the Director of Agriculture for the Department of Agriculture and Inspection to enter into reciprocal agreements with the responsible officers of other states for the sale of nursery stock in the State of Nebraska; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 31:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
Murphy
Norton
Nuernberger
Peterson, C. H.
Regan
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 7:

Carsten
Dafoe
Neubauer
Peterson, J. B.
Pizer
Reynolds
Schultz

Not voting, 5:

Carlson
Comstock
Johnson, W. R.
McMahon
Miller

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 266.

A Bill for an Act relating to agriculture; relating to agricultural statistics; and enumerating the duties of precinct assessors with respect to gathering and assembling agricultural statistics.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 23:

Adams, E. A.
Brandt
Brodecky
Cady
Carsten
Dafoe
Diers
Dunn
Gantz
Haycock
Howard
Johnson, R. W.
Neubauer
Norton
Peterson, J. B.
Regan
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 16:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Carlson
Carpenter
Comstock
Frost
Hall
Knickrehm
Miller
Murphy
Nuernberger
Pizer
Reynolds
Schultz

Not voting, 4:

Johnson, W. R.
McMahon
Peterson, C. H.
Worthing

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 520. (With emergency clause)

A Bill for an Act to repeal Section 24-205, Compiled Statutes of Nebraska, 1929, relating to corporations; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Johnson, W. R.
McMahon

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 320. (With emergency clause)

A Bill for an Act relating to state institutions; specifically to reappropriate the sum of $57,633.40, the unexpended balance estimated in the Prison Industry Equipment Fund, to the uses and purposes of the Prison Industry Equipment and Housing Fund; to make said money reappropriated immediately available for the uses and purposes of this Act; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the

Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Johnson, W. R.
McMahon

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 321. (With emergency clause)

A Bill for an Act to amend Section 2, Chapter 183, Session Laws of Nebraska, 1935, relating to state institutions; to empower the Board of Control to exchange prison made goods of this state for prison made goods of other states; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 32:

Adams, J., Jr.
Ashmore
Brady
Brandt
Comstock
Dafoe
Diers
Dunn
Miller
Murphy
Neubauer
Norton
Reynolds
Slepicka
Strong
Thomas

Brodecky	Frost	Nuernberger	Tvrdik
Carlson	Hall	Peterson, C. H.	Von Seggern
Carpenter	Howard	Peterson, J. B.	Warner
Carsten	Johnson, R. W.	Regan	Wells

Voting in the negative, 6:

Adams, E. A.	Knickrehm	Schultz	Worthing
Gantz	Pizer		

Not voting, 5:

Armstrong	Haycock	Johnson, W. R.	McMahon
Cady			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

COMMITTEE OF THE WHOLE

At 10:30 A. M. Mr. Miller moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Von Seggern in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 111. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 111:

1. Strike all amendments to the original and printed bill.

2. Strike all of Section 1 of the original and printed bill after the words, "Section 1.", and insert in lieu thereof the following:

"That Section 16-202, Compiled Statutes of Nebraska, 1929, as amended by Section 7, Chapter 10, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

16-202. The power to convey any real estate owned by the city shall be exercised by ordinance directing the conveyance of such real estate and the manner and terms thereof. Notice of such sale and the terms thereof shall be published immediately after the passage and publication of such ordinance for three consecutive weeks in a newspaper in general circulation in such city or village: Provided, if a remonstrance against such sale signed by thirty per cent of the electors of such city or village voting at the last regular municipal election held therein, be filed with the governing body of such city or village within thirty days of the passage of such ordinance, said property shall not then, nor within one year thereafter, be sold."

3. Strike all of Section 2 of the original and printed bill after the words "Sec. 2.", and insert in lieu thereof, "That said original Section 16-202, Compiled Statutes of Nebraska, 1929, as amended by Section 7, Chapter 10, Session Laws of Nebraska, 1935, Special, is hereby repealed."

4. Amend the title to the original and printed bill by striking all of said title and inserting in lieu thereof the following: "A BILL FOR AN ACT to amend Section 16-202, Compiled Statutes of Nebraska, 1929, as amended by Section 7, Chapter 10, Session Laws of Nebraska, 1935, Special, relating to municipal corporations; to authorize the conveyance of real estate, owned by cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, by ordinance; and to repeal said original section, as amended."

LEGISLATIVE BILL NO. 67.	Report progress.
LEGISLATIVE BILL NO. 182.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 411.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 172.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 222.	Report progress.

(Signed) E. M. VON SEGGERN, Chairman.

The report was adopted.

Mr. Fred A. Wachtler, former member of the House, addressed the legislature briefly.

Mr. Carsten was excused for the session on April 1.

MOTION—To Adjourn

At 12:20 P. M. on motion of Mr. Norton, the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SIXTY-FOURTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 1, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Sixty-third Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Brandt, opposing any increase in the gallonage tax on alcoholic liquor; Mr. Carpenter, approving an appropriation for the support and maintenance of Nebraska's seven State Parks.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. No. 366, Wednesday, April 7, 1937, 2:00 P. M.
L. B. No. 398, Wednesday, April 7, 1937, 2:00 P. M.
L. B. No. 510, Wednesday, April 7, 1937, 2:00 P. M.
L. B. No. 371, Monday, April 12, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Banking and Insurance

LEGISLATIVE BILL NO. 45. Placed on General File with amendments.

1. Amend the printed bill, page 1, Section 1, by striking that part of said section commencing with the word "COUNTY" in line 1 down to and including the syllable and punctuation "TEREST." in line 3.

2. Amend the printed bill, page 1, Section 1, line 3 by striking that part of said line commencing with the word "County" down to and including the word "Court" therein and by inserting in lieu thereof the following:

"county officer, except county treasurer,".

3. Amend the printed bill, page 1, Section 1, lines 6, 13, 16 and 17 by striking the word "County" and the word "Commissioners" and the word "Clerk" wherever the same appear and insert in lieu thereof respectively the words "county", "commissioners" and "clerk".

4. Amend the printed bill, page 1, Section 1, line 18 by striking that part of said line commencing with the word "County" down to and including the word "Court" therein and by inserting in lieu thereof the following:

"said county officer".

5. Amend the printed bill, page 2, Section 1, lines 20 and 21 by striking that part of said lines commencing with the word "County" down to and including the word "Court" in line 21 and by inserting in lieu thereof the following:

"said county officer";

and in lines 23 and 24 of said Section 1 make the same correction; and in line 24 after the word "Court" strike the words "as such officer, as the case may be".

6. Amend the printed bill, page 2, Section 2, by striking that part of said section commencing with the word "COUNTY" in line 1 therein down to and including the word "Court" in line 4 therein and by inserting in lieu thereof the following:

"If the laws of this state shall in all other respects have been complied with, any county officer, except county treasurer,".

7. Amend the printed bill, page 2, Section 2, line 11 by striking therefrom the words "such Judge or Clerk" therein and by inserting in lieu thereof the following:

"said county officer is relieved".

8. Amend the printed bill, page 2, Section 2, lines 12 and 13 by striking therefrom the words "County Judge or Clerk of the District Court" therein and by inserting in lieu thereof the words "county officer".

9. Amend the printed bill, page 2, Section 3, line 1 by striking all of said line 1 and by inserting in lieu thereof the following:

"Sec. 3.".

10. Amend the printed bill, page 2, Section 3, line 3 by striking therefrom "One (1) and Two (2)" therein and by inserting in lieu thereof "1 and 2".

11. Amend the printed bill, page 2, by striking all of Section 4 thereon and by inserting in lieu thereof the following:

"Sec. 4. The provisions of this Act shall apply only in those counties having a population of less than one hundred thousand inhabitants.".

12. Amend the printed bill, page 1, title, by striking all of said title after the preposition "to" in line 2 therein and by inserting in lieu thereof the following:

"public funds; to provide for the deposit and protection of all said funds coming into the hands of all county officers, except county treasurers, in counties having a population of less than one hundred thousand inhabitants; and to relieve such officers and their sureties from liability in certain cases."

LEGISLATIVE BILL NO. 234. Indefinitely postponed.
LEGISLATIVE BILL NO. 277. Placed on General File.
LEGISLATIVE BILL NO. 287. Placed on General File.
LEGISLATIVE BILL NO. 512. Indefinitely postponed.

(Signed) LELAND R. HALL, Chairman.

Judiciary

LEGISLATIVE BILL NO. 3. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 3:

Amend the printed bill by inserting after the word "vehicle" in line 8 of Section 1 the words "in an upright position".

LEGISLATIVE BILL NO. 336.	Indefinitely postponed.
LEGISLATIVE BILL NO. 386.	Placed on General File.
LEGISLATIVE BILL NO. 521.	Indefinitely postponed.
LEGISLATIVE BILL NO. 529.	Indefinitely postponed.
LEGISLATIVE BILL NO. 541.	Indefinitely postponed.
LEGISLATIVE BILL NO. 557.	Placed on General File.

(Signed) CHARLES A. DAFOE, Chairman.

Government

LEGISLATIVE BILL NO. 556. Placed on General File.

(Signed) P. L. CADY, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 523.	Correctly enrolled.
LEGISLATIVE BILL NO. 202.	Correctly enrolled.
LEGISLATIVE BILL NO. 194.	Correctly enrolled.
LEGISLATIVE BILL NO. 266.	Correctly enrolled.
LEGISLATIVE BILL No. 520.	Correctly enrolled.
LEGISLATIVE BILL NO. 320.	Correctly enrolled.
LEGISLATIVE BILL NO. 321.	Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

March 31, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 2:45 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 50.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 523.
LEGISLATIVE BILL NO. 202.

LEGISLATIVE BILL NO. 194.
LEGISLATIVE BILL NO. 266.
LEGISLATIVE BILL NO. 520.
LEGISLATIVE BILL NO. 320.
LEGISLATIVE BILL NO. 321.

PRESENTED TO GOVERNOR

April 1, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 9:25 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 523.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Have L. B. 337 Re-refered to Committee

Mr. President: The Committee on Banking and Insurance desires that L. B. No. 337 be returned to it for further consideration. I, therefore, move that L. B. No. 337 be returned to the Committee on Banking and Insurance for further consideration and if and when reported out by the Committee to retain its place on General File.

(Signed) LELAND R. HALL, Chairman

Committee on Banking and Insurance.

The motion prevailed.

MOTION—To Have L. B. No. 90 Re-referred to Committee

Mr. President: I move that L. B. No. 90 be re-refered to the Committee on Labor and Public Welfare and if and when reported out by the Committee to retain its place on General File.

(Signed) LESTER L. DUNN.

The motion prevailed.

MOTION—To Reconsider Action on L. B. No. 227.

Mr. President: I move that we reconsider our action on L. B. No. 227.

(Signed) W. H. DIERS.

The motion prevailed with 31 ayes, 3 nays, 9 not voting.

RESOLUTION

In Memoriam of Judge William G. Kieck

Introduced by Fred L. Carsten, Robt. M. Armstrong, Charles A. Dafoe, Walter R. Johnson, J. N. Norton.

"Our whitest pearl we never find;
Our ripest fruit we never reach;
The flowering moments of the mind
Drop half their petals in our speech."

Judge William G. Kieck, Plattsmouth, Nebraska, Judge of the District Court for the second judicial district of Nebraska, died suddenly on Tuesday, March 30, 1937, at forty-five years of age. On the threshold of what promised to be a brilliant and useful judicial career, truly it may be said that he never reached the ripest fruits in his work as a jurist. But perhaps, the Judge's friends can find solace in the thought that "All farewells should be sudden, when forever!"; and "A sorrow's crown of sorrow is remembering happier things."

Born in Omaha in 1892, William G. Kieck moved with his parents to Springfield, Nebraska, in 1894. He was graduated from the University of Nebraska in 1914, after which he taught in the Springfield and Imperial high schools. In 1917 he was commissioned a Lieutenant of Infantry at Fort Snelling, Minnesota, but his overseas service in 1918 and 1919 was with the Aviation Corps. Returning in 1919, he was elected, while attending Creighton University at Omaha, a delegate from Sarpy County to the state Constitutional Convention, the youngest delegate chosen. He received his LL.B. degree from Creighton in 1921 and engaged in the private practice of law at Plattsmouth until elected Cass County attorney in 1924. He served in that post until his election as District Judge last November. He was married and leaves a widow, two children, his parents and two brothers to mourn his loss.

This Legislature pauses to record the death of one who devoted the short years of his life to the study, improvement and administration of the law and while we so pause in our deliberation this morning, we cherish the thought that it was that experience of serving in the capacity of legislator in the Nebraska Constitutional Convention of 1920 during those impressionable and formative years of his life which gave him a clearer insight into the philosophy of the law which must always seek adaptation to our ever changing civilization.

Life for Judge Kieck was full to the brim. In turn teacher, soldier of the World War, legislator, lawyer, county attorney and District Judge,—all crowded into a little more than two score years. His life worthily spent was measured by deeds, not years,

NOW THEREFORE BE IT RESOLVED BY THE NEBRASKA STATE LEGISLATURE IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That the life of William G. Kieck was such that a permanent record of his qualities as a man, citizen, legislator, lawyer and District Judge should be preserved as a part of the records of the history of this state.

2. That the clerk of this Legislature be directed forthwith to forward a copy of this resolution, properly authenticated and suitably engrossed, after the same shall have been spread at large upon the Legislative Journal, to the widow of the deceased as a mark of our affection for him and our appreciation of the work he did, so that his widow, children and family may always know that he has left to them a name and reputation written high on the scrolls of Nebraska public service.

The rules were suspended and the resolution adopted unanimously.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 561.

(Signed) GANTZ.

The motion prevailed unanimously.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 561. By Gantz.

A Bill for an Act to amend Section 1, Legislative Bill No. 115, Fifty-second Session, Nebraska State Legislature, relating to conveyances of real estate; to validate certain defective conveyances; to repeal said original section; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 561 read the second time.

(Signed) GANTZ.

The motion prevailed with 37 ayes, no nays, 6 not voting.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO 561. By Gantz.

Referred to Committee on Judiciary.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 537.

A Bill for an Act to amend Section 28-435, Compiled Statutes of Nebraska, 1929; to amend Section 28-437, C. S. Supp., 1933, relating to crimes and punishments; to prohibit the possession, planting, cultivation, sale, barter or giving away of cannibas, hashish or marijuana except under certain conditions; and to repeal said original sections.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Strong
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner

Carpenter	Johnson, R. W.	Pizer	Worthing
Carsten			

Voting in the negative, 1:

Peterson, J. B.

Not voting, 1:

Wells

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—To Re-refer L. B. No. 97

Mr. President: I move that L. B. No. 97 be re-referred to General File for the following specific amendment:

Specific Amendment to L. B. No. 97:

Amend Section 9 thereof by striking commencing with the figures "12" in line 5 of said section and the balance of said line 5, all of lines 6 and 7 and the words "and midnight next following:" in line 8, and by inserting in lieu thereof the following:

"the hours of six o'clock A. M. and midnight next following on the following days, to-wit: Sundays, Independence Day and Labor Day: Provided, that if such vehicle shall at said six o'clock A. M. on any of said days be not more than fifty miles from its final destination, it shall proceed immediately to such final destination, and such movement shall not be a violation of this section:"

(Signed) HARRY E. GANTZ.

After some discussion Mr. Dafoe moved the previous question.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 23 ayes, 18 nays, 2 not voting.

APPROVED BY GOVERNOR

March 31st, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 205
Legislative Bill No. 55
Legislative Bill No. 53

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

April 1st, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legisalture:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 163

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

SELECT FILE

LEGISLATIVE BILL NO. 38.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 327.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 329.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 323.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 325.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 290.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 168.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 83.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 169.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 102.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 38.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 327.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 329.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 323.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 325.	Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 290.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 168.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 83.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 169.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 102.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Change Position on General File

Mr. President: I move that the following bills be placed at the head of General File after L. B. 67 and L. B. 222 have been disposed of:

Legislative Bills 147, 148, 178, 310, 334, 383, 385, 392, 531, 25, 524, 395, 225.

(Signed) BRADY.

The motion prevailed.

REQUEST—For Unanimous Consent to Strike

Mr. President: I ask unanimous consent to strike Legislative Bills 147, 148, 383, 385, 392, from the appropriation bills placed at head of General File, for the reason the aforementioned bills have not as yet been reported from the Standing Committee.

Unanimous consent was granted.

(Signed) BRADY.

COMMITTEE OF THE WHOLE

At 10:45 A. M. Mr. Brandt moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Miller in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 97. Referred to Committee on Enrollment and Review for re-engrossment with amendments.

(See Specific amendments as found in this day's Legislative Journal. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 67. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 67:

Amend L. B. No. 67, section 1 line 11, by striking the period after the word mail in line 11 and insert a comma and add the following:

"and provided further, that any office or department where a postage metering machine has already been installed and is being used shall be permitted to continue its own mailing service."

LEGISLATIVE BILL NO. 222. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 222:

1. Amend the printed bill, page 1, Section 1, line 14 by inserting after the word "paid" and before the word "in" therein the following:

"except that portion of said tax which inures and is credited to the State Assistance Fund until June 30, 1939, as provided in Legislative Bill No. 158, Fifty-second Session, Nebraska State Legislature,".

2. Amend the printed bill, page 2, Section 1, line 29 by inserting after the word "paid" and before the word "as" therein the fol-following:

", less the portion thereof credited to the State Assistance **Fund, as aforesaid,".**

3. Amend the printed bill, page 2, Section 1, line 36 by inserting after the word "month" therein and before the word "and" therein the following:

", less the portion thereof credited to the State Assistance **Fund, as aforesaid,".**

4. Amend the printed bill, page 1, title, line 6 by inserting after the word "amounts" and before the word "needed" therein the lowing:

"inuring and credited to the State Assistance Fund until June 30, 1939, and the amounts".

LEGISLATIVE BILL NO. 178. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 310. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Forty-ninth Day. These amendments were adopted in Committee of the Whole).

(Signed) A. L. MILLER, Chairman.

The report was adopted.

MOTION—To Reconsider Action on L. B. No. 262

Mr. President: I move that we reconsider our action of March 30th on L. B. No. 262.

(Signed) W. H. DIERS.

The motion prevailed with 25 ayes, 3 nays, 15 not voting.

MOTION—To Place L. B. No. 262 on General File

Mr. President: I move that L. B. No. 262 be placed on General File.

(Signed) W. H. DIERS.

The motion prevailed.

MOTION—To Excuse Members

Mr. President: I move that Carl Peterson and C. F. Tvrdik be excused Friday and that Allen Strong be excused Friday and Monday for inspection of state institutions.

(Signed) FRANK J. BRADY, Chairman
Committee on Appropriations.

The motion prevailed.

MOTION—To Adjourn

At 11:50 A. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SIXTY-FIFTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 2, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Carl H. Peterson, Mr. Tvrdik and Mr. Strong who were excused.

The Journal for the Sixty-fourth day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Worthing, opposing any increase in the gallonage tax on alcoholic liquor; Mr. Carsten, favoring a tax on real estate mortgages.

COMMUNICATIONS

A letter was read from James T. Jardine of the U. S. Department of Agriculture acknowledging receipt of the resolution favoring Research in Agriculture; also a letter from the International Fire Equipment Corporation of New York concerning fire extinguishers on trailer coaches.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. No. 561, Wednesday, April 7, 1937, 2:30 P. M.

STANDING COMMITTEE REPORTS

Legislative Administration

Mr. President: The Committee on Legislative Administration submits the following report of expenditures for the month of March:

NAME	Third Installment	Salaries Appropriation
Balance brought forward:		$46,771.13
Adams, Ernest A.	$200.00	
Adams, John, Jr.	$200.00	
Armstrong, Robert M.	$200.00	
Ashmore, Hugh B.	$200.00	
Brady, Frank J.	$200.00	
Brandt, Henry	$200.00	
Brodecky, Emil E.	$200.00	
Cady, P. L.	$200.00	
Carlson, Swan	$200.00	
Carpenter, Earl W.	$200.00	
Carsten, Fred L.	$200.00	
Comstock, John	$200.00	
Dafoe, Charles A.	$200.00	
Diers, W. H.	$200.00	
Dunn, Lester	$200.00	
Frost, Tracy T.	$200.00	
Gantz, Harry E.	$200.00	
Hall, Leland R.	$200.00	
Haycock, W. F.	$200.00	
Howard, R. M.	$200.00	
Johnson, Roy W.	$200.00	
Johnson, Walter R.	$200.00	
Knickrehm, John	$200.00	
McMahon, P. J.	$200.00	
Miller, A. L.	$200.00	
Murphy, L. B.	$200.00	
Neubauer, E. M.	$200.00	
Norton, J. N.	$200.00	
Nuernberger, L. C.	$200.00	
Peterson, Carl H.	$200.00	
Peterson, John B.	$200.00	

Pizer, Harry L.	$200.00
Regan, R. C.	$200.00
Reynolds, John D.	$200.00
Schultz, O. Edwin	$200.00
Slepicka, Alois	$200.00
Strong, Allen A.	$200.00
Thomas, Amos	$200.00
Tvrdik, Chas. F.	$200.00
Von Seggern, E. M.	$200.00
Warner, Charles J.	$200.00
Wells, Frank S.	$200.00
Worthing, Wm. E.	$200.00

$ 8,600.00

Balance of fund: $38,171.13

March 1 to March 15		March 16 to March 31	Total
Srb	130.00	140.00	270.00
Mueller	104.00	112.00	216.00
Lundy	63.00	67.50	130.50
Cushing	60.00	64.00	124.00
Zimmerman	52.00	56.00	108.00
Turbyfill	65.00	70.00	135.00
Cahill	58.50	63.00	121.50
Santo	56.00	60.00	116.00
Lacy	65.00	70.00	135.00
Butler	65.00	70.00	135.00
Quinn	65.00	70.00	135.00
Fleetwood	65.00	70.00	135.00
Ellingson	65.00	70.00	135.00
Zarnfaller	65.00	70.00	135.00
Beacom	52.00	56.00	108.00
Stanton	52.00	56.00	108.00
Gordon	52.00	56.00	108.00
Peterson	52.00	56.00	108.00
Tague	52.00	56.00	108.00
Wood	58.50	63.00	121.50
Hillman	52.00	56.00	108.00
Devers	52.00	56.00	108.00
Gustason	52.00	70.00	122.00
Strong	52.00	56.00	108.00
Stewart	48.00	56.00	104.00
Galloway	65.00	70.00	135.00
Zilmer	48.00	56.00	104.00

Kelly	52.00	56.00	108.00
Long	52.00	56.00	108.00
Scott	48.00	56.00	104.00
Vandeburg	52.00	56.00	108.00
Eckhardt	48.00	24.00	72.00
Heagney	52.00	56.00	108.00
Price	48.00	60.00	108.00
Yowell	52.00	56.00	108.00
Schadt	48.00	56.00	104.00
Regan	44.00	56.00	100.00
Johnson	40.00	48.00	88.00
Hanson	40.00	56.00	96.00
Wylie	44.00	56.00	100.00
Evans	52.00	56.00	108.00
Worman	52.00	56.00	108.00
Francher	48.00	56.00	104.00
Woodward	42.25	45.50	87.75
Robertson	48.00	52.00	100.00
Dinan	104.00	112.00	216.00
Short	65.00	70.00	135.00
Hafer	65.00	70.00	135.00
Pierson	52.00	56.00	108.00
Luhe	42.25	45.50	87.75
Krueger	42.25	45.50	87.75
Fowler	42.25	45.50	87.75
J. Doran	64.00	28.50	92.50
Ferris	44.00	26.50	70.50
Phillippi	66.00	43.00	109.00
Whitford	60.50	43.00	103.50
Miltonberger	52.00	56.00	108.00
Murphy	375.00	400.00	775.00
Harry Bradley	60.00	64.00	124.00
McWilliams	45.50	49.00	94.50
Taylor	49.00	52.50	101.50
Tefft	45.00	49.50	94.50
Dargaczewski	45.50	49.00	94.50
Martin	45.50	49.00	94.50
L. L. Chambers	45.50	49.00	94.50
Whitelaw	49.00	52.50	101.50
Castle	43.00	73.00	116.00
Cameron	45.50	49.00	94.50
T. Doran	45.00		45.00
Jack Doran		13.75	13.75
	4121.00	4364.75	8485.75

(Signed) FRED L. CARSTEN, Chairman.

The report was accepted.

Banking and Insurance

LEGISLATIVE BILL NO. 526. Placed on General File with amendments.

(Amendments mimeographed in lieu of printing in Legislative Journal)

LEGISLATIVE BILL NO. 308. Placed on General File with amendments.

(Amendments mimeographed in lieu of printing in Legislative Journal)

(Signed) LELAND R. HALL, Chairman.

Claims and Deficiencies

LEGISLATIVE BILL NO. 284.	Placed on General File.
LEGISLATIVE BILL NO. 291.	Indefinitely postponed.
LEGISLATIVE BILL NO. 466.	Placed on General File.
LEGISLATIVE BILL NO. 540.	Placed on General File.

(Signed) R. M. HOWARD, Chairman.

Revenue

LEGISLATIVE BILL NO. 303. Indefinitely postponed.

(Signed) W. F. HAYCOCK, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 435. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 435:

I. Amend the printed bill, page 1, Section 1—page 1, Section 1 of the original bill—by engrossing said section so that the same will constitute a single unit or paragraph of statute subject matter.

II. Amend the printed bill, pages 1 to 5 inclusive—pages 1 to 5 inclusive of the original bill—by striking the first word "Section" in line 1 of Sections 2 to 12, inclusive, and by inserting in lieu thereof the following: "Sec.".

III. Amend the printed bill, page 1, Section 2, line 3—page 1, Section 2, line 3 of the original bill—by striking the punctuation "," after the word "Act" and before the conjunction "and" therein and insert in lieu thereof the punctuation ";"; and amend the printed bill page 2, Section 2, line 5—page 1, Section 2, line 5 of the original bill—by striking the punctuation "." and by inserting in lieu thereof the punctuation ":".

IV. Amend the printed bill, page 2, Section 3, line 2—page 2, Section 3, line 2 of the original bill—by striking the punctuation ";" and by inserting in lieu thereof the punctuation ","; and in line 3, Section 3 of the printed bill—line 3, Section 3 of the original bill, strike "with the statute" and insert in lieu thereof the word "therewith"; and in line 5, Section 3 of the printed bill, line 5, Section 3 of the original bill—strike the conjunction "and" and insert in lieu thereof the word "as"; and in line 21, Section 3 of the printed bill—line 23, Section 3 of the original bill—strike the conjunction "and" and insert in lieu thereof the conjunction "or".

V. Amend the printed bill, page 3, Section 4, line 2—page 2, Section 4, line 2 of the original bill—by striking the words "as to" therefrom; and on page 3, Section 4, line 4—page 3, Section 4, line 5 of the original bill—by striking therefrom the words "they deem" and by inserting in lieu thereof the words "it deems"; and on page 3, line 6, Section 4 of the printed bill—page 3, Section 4, line 7 of the original bill—strike the verb "are" and insert the verb "is"; and on said page 3, Section 4, line 7 of the printed bill—page 3, Section 4, line 8 of the original bill—strike "Nor shall proprietary" and insert in lieu thereof the word "Proprietary"; and in line 8, Section 4, page 3 of the printed bill—line 9, page 3, Section 4 of the original bill—insert "shall not" after the word "Law" and before the word "apply" therein; and on page 3, Section 4, line 9 of the printed bill—line 10, Section 4, page 3 of the original bill—insert the punctuation "," after the word "which" and after the word "welfare" therein.

VI. Amend the printed bill, page 3, Section 5, line 3—page 3, Section 5, line 3 of the original bill—by striking the article "the" before the word "act" therein and insert in lieu thereof the word "this"; and in line 6, Section 5, page 3 of the printed bill—line 6, page 3, Section 5 of the original bill, strike "holding" and insert in lieu thereof the conjunction "and"; and in line 7, Section 5, page 3 of the printed bill, line 8, Section 5, page 3 of the original bill—strike commencing with the punctuation "," after the word "made" down to and including the word "violation" therein and insert in lieu thereof "shall be deemed guilty of violating the provisions".

VII. Amend the printed bill, page 3, Section 6, line 4—page 3, Section 6, lines 4 and 5 of the original bill—by inserting the punctuation "," after the word "fund" and after the word "necessary" therein; and on page 3, Section 6, line 13 of the printed bill—page 3, Section 6, line 14 of the original bill—insert the word "proper" after the word "upon" and before the word "vouchers"; and after said word "vouchers" strike the word "drawn" and insert the word "approved"; and on page 3, Section 6, line 14 of the printed bill—page 3, Section 6, lines 15 and 16 of the original bill—strike "State Auditor" and insert in lieu thereof "Auditor of Public Accounts and countersigned by the state Treasurer".

VIII. Amend the printed bill, page 3, Section 7, line 2—page 3, Section 7, line 2 of the original bill—by striking therefrom "Wholesaler and Retailer" and insert in lieu thereof "Wholesale and Retail"; and on page 4, Section 7, line 5 of the printed bill—page 4, Section 7, line 6 of the original bill—strike "Board" and insert in lieu thereof the word "department".

IX. Amend the printed bill, page 4, Section 8, line 1—page 4, Section 8, line 1 of the original bill—by inserting after the word "for" therein the word "each"; and in said line 1 of the printed bill—said line 1 and line 2 of the original bill—strike "wholesaler licenses" and insert in lieu thereof the words "wholesale license"; and in line 2 of Section 8 of the printed bill, line 2, Section 8 of the original bill—strike the word "Wholesalers" and insert in lieu thereof "Wholesale licensees"; and in said line 4, Section 8 of the printed bill—line 4 of the original bill—strike the first word "wholesaler" and insert in lieu thereof the word "wholesale"; and in said line 5 of the printed bill—line 5 of the original bill—strike the words "wholesaler or retailer" wherever the same appear and insert in lieu thereof the words "wholesale" and "retail" wherever the same appear, respectively; and in said line 5 of the printed bill—line 6 of the original bill—strike the word "wholesaler" after the word "No" and insert in lieu thereof "wholesale licensee"; and in line 7, Section 8 of the printed bill,—line 8 of the original bill—strike the punctuation "." and insert in lieu thereof the punctuation ":".

X. Amend the printed bill, page 4, Section 9, line 1—page 4, Section 9, line 1 of the original bill—by striking the words "retailer licenses" and by inserting in lieu thereof the words "each retail license"; and in line 2 of said section of the printed bill—line 2 of the original bill—strike the word "Retailer" and insert in lieu thereof the word "Retail"; and in said line 2 of the printed bill—line 3 of the original bill—strike "retailer" and insert in lieu thereof "retail licensee"; and in line 3 of the printed bill—line 4 of the original bill—strike "and/"; and in line 5 of the printed bill—line 6 of the original bill—strike ", provided" and insert in lieu thereof ": Provided,"; and in line 7 of the printed bill—line 8 of the original bill—strike "retailer" and insert in lieu thereof "retail licensee"; and in line 10 of the printed bill—line 11 of the original bill—strike ", provided" and insert in lieu thereof ": Provided, further,".

XI. Amend the printed bill, page 4, Section 10, line 2—page 4, Section 10, line 2 of the original bill—by striking the punctuation ";" and by inserting in lieu thereof the punctuation ","; and in line 2 of the printed bill, line 3 of the original bill—strike ", provided," and insert in lieu thereof ": Provided".

XII. Amend the printed bill, page 4, Section 11, line 3—page 5, Section 11, line 3 of the original bill—by inserting after the word "shall" and before the word "upon" therein the following:

"be deemed guilty of a misdemeanor, and,"; and in said line 3 of the printed bill—line 4 of the original bill—insert after the word "conviction" therein the following: "thereof, shall"; and in line 4 of the printed bill,—line 5 of the original bill—strike the preposition "of" after the word "imprisonment" and insert in lieu thereof "in the county jail"; and on page 5, Section 11, line 5 of the printed bill—page 5, Section 11, line 5 of the original bill—insert the punctuation "," after the word "days" therein.

XIII. Amend the printed bill, page 5, Section 12, line ~~3~~ 7—page 5, Section 12, line 3 of the original bill—by striking the word "effect" and by inserting in lieu thereof the word "affect" and in lines 3 and 4 of the printed bill—line 4 of the original bill—engross the word "legislature" in caps and lower case.

XIV. Amend the printed bill, page 5, Section 12, line 7—page 5, Section 12, line 8 of the original bill—by inserting before the word "This" the following:

"Sec. 13.";

and engross the last sentence of said Section 12 so that the same will constitute a new section to be numbered "Sec. 13.".

XV. Amend the printed bill, page 5, Section 12, line 8—page 5, Section 12, line 9 of the original bill—by inserting immediately thereafter a new section to be numbered as follows:

"Sec. 14. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

XVI. Amend the printed bill, page 1, title, line 2—page 1, title, line 2 of the original bill—by striking all of said title after the article "the" therein and by inserting in lieu thereof the following:

> "public health; to regulate the sale, disposition, distribution and control of prophylactics; to provide for a system of licensing the sale, giving away or otherwise disposing of the same; to provide penalties for the violation thereof; and to declare an emergency.".

XVII. Strike the Committee of the Whole amendments to the bill.

LEGISLATIVE BILL NO. 300. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 300:

I. Amend the printed bill, page 1, Section 1, line 1—page 1, Section 1, line 1 of the original bill—by striking the punctuation "," therein; and on page 1, Section 1, line 12 of the printed bill—line 12 of the original bill—strike the punctuation "," wherever the same appears therein.

II. Amend the original bill, page 1, Section 1, line 16 by striking the word "adress" and by inserting in lieu thereof the word "address".

III. Amend the printed bill, page 2, Section 1, line 22—page 2, Section 1, line 23 of the original bill—by striking therefrom "(c)".

IV. Amend the printed bill, pages 3 to 9, inclusive,—pages 3 to 10, inclusive, of the original bill—by engrossing Section 3 and all succeeding sections so that each section will constitute a single, solid unit of statute subject matter.

V. Amend the printed bill, page 3, Section 3, line 39—page 3, Section 3, line 39 of the original bill—by striking the word "provided" and by inserting in lieu thereof the word "if"; and in line 44 of said section of the printed bill—line 44 of the original bill—strike "; provided" and insert in lieu thereof ": Provided".

VI. Amend the printed bill, page 4, Section 7, line 3—page 5, Section 7, line 3 of the original bill—by striking therefrom the word "provided" and by inserting in lieu thereof "if"; and on page 5, Section 8, line 2 of the printed bill—page 5, Section 8, line 2 of the original bill—strike the second punctuation "," therein after the word "licensee" and insert in lieu thereof the conjunction "and".

VII. Amend the printed bill, page 5, Section 10, line 14—page 5, Section 10, line 14 of the original bill—by inserting after the word "hereunder" therein the following:

", if and when specifically appropriated during any biennium by the Legislature for that purpose as hereinbefore provided".

VIII. Amend the printed bill, page 6, Section 10, line 26—page 6, Section 10, line 26 of the original bill—by striking ": provided" and by inserting in lieu thereof ": Provided".

IX. Amend the printed bill, page 6, Section 10, line 54—page 7, Section 10, line 54 of the original bill—by striking the word "be" and by inserting in lieu thereof the word "being".

X. Amend the printed bill, page 7, Section 10, line 61—page 7, Section 10, line 61 of the original bill—by striking therefrom ", provided" and by inserting in lieu thereof ": Provided".

XI. Amend the printed bill, page 8, Section 14, line 8—page 8, Section 14, line 8 of the original bill—by inserting after the word "purposes" therein the following:

"during any biennium, within such appropriations as the Legislature shall provide".

XII. Amend the printed bill, page 8, Section 15, line 3—page 8, Section 15, line 3 of the original bill—by striking the first punctuation "," after the word "death" and by inserting in lieu thereof "; and".

XIII. Amend the printed bill, page 9, Section 18, by striking all the rest of said section commencing with the word "State" in line 4—line 4 of the original bill—and by inserting in lieu thereof the following:

"state treasury at the end of any biennium, shall be and is hereby made available to the use and benefit of the board for the administration of this Act, if and when specifically appropriated by the Legislature for the succeeding biennium.";
and in line 1 of said Section 18 of the printed bill—line 2, Section 18 of the original bill—strike the word "enforcements" and insert in lieu thereof the word "enforcement"; and in line 1 of said section of the printed bill—line 1 of the original bill—strike "Board" therein and insert in lieu thereof "board".

XIV. Amend the printed bill, page 9, Section 19, line 7—page 9, Section 19, line 8 of the original bill—by inserting the word "deemed" after the word "be" and before the word "guilty"; and in line 8, Section 19 of the printed bill—line 8 of the original bill—insert the punctuation "," after the word "misdemeanor" and before the conjunction "and" therein; and after said conjunction "and" insert the following:

", upon conviction thereof,";

and in line 9 of said Section 19 of the printed bill—line 9 of the original bill—insert the punctuation ";" after the last word "dollars" therein; and in line 17 of said Section 19 of the printed bill—line 18 of the original bill—insert the word "deemed" before the word "guilty" therein; and after the word "misdemeanor" in said line insert the punctuation ","; and after the conjunction "and" in said line insert the following:

", upon conviction thereof,";

and further amend the printed bill page 9, Section 19, line 18—line 19 of the original bill—by striking therefrom "by imprisonment" and by inserting in lieu thereof:

"shall be imprisoned in the county jail".

XV. Amend the printed bill, page 9, Section 20, lines 1 and 4—page 10, Section 20, lines 1 and 5 of the original bill—by striking the word "legislature" wherever the same appears and by inserting in lieu thereof "Legislature".

XVI. Amend the printed bill, page 9, Section 21 by striking all of the rest of said section after the figures "32" in line 1—line 1 of the original bill—and by inserting in lieu thereof the following:

", Chapter 71, C. S. Supp., 1933, is hereby repealed.".

XVII. Amend the printed bill, page 1, title, line 4—original bill, title, line 4—by striking all of said title after the figures "32" and by inserting in lieu thereof the following:

", Chapter 71, C. S. Supp., 1933,".

XVIII. Amend the original bill, page 1, caption "Introduced by" by striking all of said caption commencing with the word "Senators" in line 1 therein and by inserting in lieu thereof the following:

"R. C. Regan of Platte, Harry L. Pizer of Lincoln, Wm. E. Worthing of Douglas, John Knickrehm of Hall, R. M. Howard of McPherson and A. L. Miller of Kimball."

LEGISLATIVE BILL NO. 301. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 301:

I. Amend the printed bill, page 1, Section 1, line 1—page 1, Section 1, line 1 of the original bill—by striking that part of said line commencing with "C" and ending with the last parenthesis therein and by inserting in lieu thereof the following:

", C. S. Supp., 1933,";

and on page 1, Section 1, line 14 of the printed bill—page 1, Section 1, line 15 of the original bill—strike the word "had" and insert in lieu thereof the word "has".

II. Amend the printed bill, page 1, Section 1, line 4, page 2, Section 1, line 35, page 2, Section 2, line 5 and page 3, Section 3, line 3—page 1, Section 1, lines 4 and 5, page 2, Section 1, line 35, page 2, Section 2, line 5 and page 2, Section 3, line 3 of the original bill—by engrossing the word "Department" wherever the same appears in lower case.

III. Amend the printed bill, page 2, Section 1, lines 18 and 34—pages 1 and 2, Section 1, lines 18 and 35 of the original bill—by engrossing the word "Board" wherever the same appears in lower case.

IV. Amend the printed bill, page 2, Section 1, line 22—page 2, Section 1, line 23 of the original bill—by striking therefrom the word "said" and by inserting in lieu thereof "Said"; and in line 23 of Section 1 of the printed bill—line 23 of the original bill—insert the word "also" after the word "must" and before the word "furnish" therein.

V. Amend the printed bill, page 2, Section 2, line 1—page 2, Section 2, line 1 of the original bill—by striking that part of said line commencing with "C" and ending with the last parenthesis therein and by inserting in lieu thereof the following:

", C. S. Supp., 1933,".

VI. Amend the printed bill, page 3, Section 3, line 1—page 2, Section 3, line 1 of the original bill—by striking that part of said line commencing with "C" and ending with the last parenthesis therein and by inserting in lieu thereof the following:

", C. S. Supp., 1933,".

VII. Amend the printed bill, page 3, Section 4, line 2—page 3, Section 4, line 2 of the original bill—by striking that part of said line commencing with the word "Nebraska" and ending with the last parenthesis therein and by inserting in lieu thereof the following:

", 1933".

VIII. Amend the printed bill, page 1, title, line 3—page 1, title, line 3 of the original bill—by striking that part of said line commencing with the word "Nebraska" and ending with the last parenthesis therein and by inserting in lieu thereof the following:

", 1933".

IX. Amend the original bill, page 1, title, line 5, by inserting the punctuation ";" after the word "embalmers" and before the conjunction "and" therein.

X. Amend the original bill, page 1, caption "Introduced by" by striking all of said caption commencing with the word "Senators" and by inserting in lieu thereof the following:

> "R. C. Regan of Platte, Harry L. Pizer of Lincoln, Wm. E. Worthing of Douglas, John Knickrehm of Hall, R. M. Howard of McPherson and A. L. Miller of Kimball."

XI. Amend the Committee of the Whole amendments, Amendment No. 1, page 1, line 6 by inserting the punctuation ":" before the first word "Provided" therein.

LEGISLATIVE BILL NO. 97. Correctly re-engrossed.
LEGISLATIVE BILL NO. 38. Correctly engrossed
LEGISLATIVE BILL NO. 327. Correctly engrossed.
LEGISLATIVE BILL NO. 329. Correctly engrossed.
LEGISLATIVE BILL NO. 323. Correctly engrossed.
LEGISLATIVE BILL NO. 290. Correctly engrossed.
LEGISLATIVE BILL NO. 168. Correctly engrossed.
LEGISLATIVE BILL NO. 169. Correctly engrossed.
LEGISLATIVE BILL NO. 102. Correctly engrossed.
LEGISLATIVE BILL NO. 537. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed:

LEGISLATIVE BILL NO. 537.

PRESENTED TO GOVERNOR

April 1, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 4:35 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 202.
LEGISLATIVE BILL NO. 194.
LEGISLATIVE BILL NO. 266.
LEGISLATIVE BILL NO. 520.
LEGISLATIVE BILL NO. 320.
LEGISLATIVE BILL NO. 321.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Reconsider Action on L. B. No. 502

Mr. President: I move we reconsider our action on L. B. No. 502 and place same on General File.

(Signed) ERNEST A. ADAMS.

The motion prevailed with 24 ayes, 5 nays, 14 not voting.

APPROVED BY GOVERNOR

April 1st, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 50

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor.

MOTION—To Reconsider Action on L. B. No. 512

Mr. President: I move we reconsider our action on L. B. No. 512 and that the same be placed on General File.

(Signed) SCHULTZ.

The motion was lost with 7 ayes, 19 nays, 17 not voting.

MOTION—To Appoint a Commission

Mr. President: I move that the Legislature appoint a commission to serve without compensation for the purpose of studying the advisability of exhibiting Nebraska products at the World's Fair in New York in 1939.

(Signed) E. M. VON SEGGERN.

The motion prevailed.

MESSAGE FROM THE GOVERNOR

April 2, 1937.

TO THE LEGISLATURE OF THE STATE OF NEBRASKA:

I submit herewith to your Honorable Body the attached proposals with recommendations for your earnest consideration.

It has long been the settled policy of this state that all officers and responsible employees of the state, counties, cities, towns, townships and all other political and governmental subdivisions of the state chargeable with the handling of public moneys and with the administration of governmental function and duties, should be compelled to give bond conditioned for faithful performance of such duties and for true accounting of the funds received. While under the existing law, personal sureties may qualify as bondsmen upon such ofifcial bonds, as a practical matter, surety bonds are nearly always furnished. In passing, it should be noted that there are no domestic bonding companies, so that all premiums and disbursements made for official bonds go out of the state of Nebraska. In addition to thus opening up a most fruitful field of revenue to such foreign companies, the result has been that the bonding companies became endowed with the absolute power to qualify and disqualify public officials and thereby halt and disrupt the orderly processes of government.

We all recall the manner in which the bonding companies made demands for rates of premium in excess of the amount which public officials could lawfully expend for such bonds. Because of this and because of other unreasonable demands, the activities of your state government and of many of the counties of the state were completely paralyzed.

Under the law as it now exists, the state and its subdivisions were unable to cope with the demands of the bonding companies and were forced to accede thereto. The situation that thus developed in January of 1935 was a bitter experience and brought into clear focus the almost unfettered power of the bonding companies.

The condition that thus developed became the occasion for an investigation into the entire bonding situation. Upon analysis it was revealed that by arbitrarily raising premium rates or by making capricious demands, the bonding companies had it completely within their power to paralyze the activities of the state and the local subdivisions of the state. Investigation revealed that hundreds of thousands of dollars went out of the counties, cities and other divisions and that the amounts expended in payment of losses have been almost nominal in comparison therewith. The great majority of public officials who are required to be bonded do not handle public funds. As a result, the loss probability upon the bonds of such officials is extremely limited. The 1935 report of the State Department of Insurance revealed that for the year covered by the report fidelity and surety companies operating in Nebraska collected from the people of the state $1,345,454.00. The report showed that for the same period the gross amount paid by the companies for losses in the state totalled only $197,519.00.

In recognition of the fact that an intolerable condition exists when outside private interests can completely disrupt the affairs of government and in further recognition of the manifest fact that the furnishing of official bonds has been tremendously costly to the people of the state of Nebraska, a bill for the creation of a state bonding fund to serve as surety upon official bonds was introduced in the fiftieth legislative session. The act was passed and immediately became the subject of a protracted legal contest. The people of the state have clearly indicated their desire in regard to the policy of the state bonding its own officials. After the new act had been upheld as constitutional by the district court, the Supreme Court of Nebraska ultimately overthrew the measure. The court held the act unconstitutional for the reason primarily that as drawn it attempted to lodge judicial power within the executive department of the state government and further for the reason that an agency of the state itself could not become a surety for officers of the state. It is important to note, however, that the district court found that there was reason for the passage and enactment of the bonding bill and that the state in the exercise of its police power and to insure that the processes of government may be carried on in an orderly and uninterrupted fashion may set up a state agency for the bonding of such officers and employees who by statute are required to give official bonds. The Supreme Court of Nebraska in no way indicated in its opinion that this determination of the district court was erroneous. Legislation designed to further public need or necessity will—it is almost axiomatic—find basis in the police power inherent in the sovereignty of the state.

It has never been my intention to foster anything that might savor of placing the state in competition with legitimate private business. There has never been the slightest intention to place the state in private enterprise. The point is, however, that this is a case in which the interests of the public are affected. Surety bonds upon public officials would not be required save as the legislature has provided. It is simply a matter of the public making requirements of its own servants. It is for the legislature to determine how and in what manner the faithful performance of statutory officials is to be insured to the various subdivisions of the state. While this is a matter within the exclusive dominion of the legislature, I have remained constant in the hope that this legislature would not leave your government subject to the indignities, demands and exaction of outside corporate interests. Such a situation obviously does not comport with the dignity, sovereignty or welfare of government.

I append herewith a new bonding bill designed to conform to the opinion of the Supreme Court and to anticipate all reasonable objection. The proposed act does not, it is true, bring within its scope the constitutional officers of the state. The opinion of the Supreme Court would seem to make their inclusion impossible. The bill does, however, include those many more numerous officers and employees of the state and of the political or governmental subdivisions of the state who must give surety bonds as a qualification for office or appointment. The very existence of a state bonding fund wherein these local officials may be bonded dispels the specter that local government might be tied hand and foot as was your state government in January of 1935. Briefly, the act creates a fund, $50,000.00 of which is to be immediately available, to insure to the state, the various counties cities, and townships, the faithful performance of duty of their various officers and responsible employees. To this original appropriation is to be added such premiums as the board of trustees, namely; the Board of Educational Lands and Funds, shall designate. It is to be observed that the act insures an economical and efficient management of the fund in that not to exceed fifteen percent of its assets may be expended for all administrative purposes. When a reserve of $100,000.00 has been built up, the state treasury is to be reimbursed for its serve are to be allocated to the school fund of the state to be ap- original advancement. Thereafter all funds in excess of such reportioned by the State Superintendent to the support of the public schools of the state as by law provided. The act in no sense establishes an absolute monopoly, in that officials required to be bonded may nevertheless furnish personal sureties or bonds obtained from surety companies. Other than the original appropriation, no claim against the fund may ever become a proper claim or charge against the credit of the state of Nebraska. Until by constitutional amendment a legislative enactment can properly encompass the constitutional officers of the state, the foregoing bill would seem to provide the foremost measure of protection than can be devised.

I also append herewith a proposal for the amendment of the Constitution of Nebraska giving specific authority to the legislative department to establish and set up an agency of the state to act as surety upon the official bonds of all officials and employees of the state. Our Supreme Court has stated that though by constitutional provision the legislature is empowered to provide by law for the qualification of sureties upon the bonds of the constitutional officers of the state, that nevertheless without more specific authorization, the legislature could not provide for the bonding of the constitutional state officials by an agency of the state. The submitted proposal for a constitutional amendment to be submitted to the electorate of the state of Nebraska is designed to overcome this constitutional impediment to the enactment of a measure that can be fully effective and comprehensive. The safeguard is explicitly provided for the submitted proposal that the incurring of any obligation or claim arising out of the operations or undertakings of said agency should not become a claim against the state of Nebraska. Whatever might be one's individual reaction to the policy or merits of the proposal, I am unable to conceive of any objection against the submitting of the proposed amendment to the electorate of the people of the state of Nebraska for their approval or rejection.

The foregoing proposals are commended for your earnest consideration and deliberation. These proposed enactments are in no sense intended as retaliatory legislation but are designed solely and only for the protection of the state and the local subdivisions of the state of Nebraska. Their enactment means an end to all fear of arbitrary demands and exaction by interests which would humble the very state itself. The costs of such measures can have little consideration when measured with the scope of protection that the bill would extend to the state and the political and governmental subdivisions of the state. These proposals have been carefully drawn and contain all possible safeguards for an economical and efficient administration of the agency proposed to be established. In fact, judging from past experience, the adoption and operation of the proposed Act would prove to be profitable to the state rather than an expense. It is my sincere thought, that the enactment of these proposals will bring into being an administrative agency which will become an effective instrument for law enforcement and stability in government.

Respectfully submitted,

(Signed) R. L. COCHRAN
Governor.

COMMITTEE OF THE WHOLE

At 9:30 A. M. Mr. Norton moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Neubauer in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 178.	Report progress.
LEGISLATIVE BILL NO. 334.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 531.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 531:

Line 6, printed bill, after the word "Governor" insert the following: "not more than three from any one congressional district".

LEGISLATIVE BILL NO. 25.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 524.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 395.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 225.	Laid over. Retains place on file.

(Signed) E. M. NEUBAUER, Chairman.

The report was adopted.

APPROVED BY THE GOVERNOR

April 2nd, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 523

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

MOTION—To Invite Bowes Unit to Play

Mr. President: I move that Bowes Unit be invited to play for the Legislature at least twenty minutes on April 9th.

(Signed) W. F. HAYCOCK.

The motion prevailed.

Mr. Wells was excused for the session on Monday April 5.

MOTION—To Adjourn

At 11:45 A. M. on motion of Mr. Haycock the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SIXTY-SIXTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 5, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Dafoe, Stong, Wells, Adams J., Cady and Knickrehm who were excused.

The Journal for the Sixty-fifth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Brodecky, favoring L. B. No. 522; and Mr. Ashmore opposing L. B. No. 393.

COMMUNICATIONS

A letter was read from Governor James V. Allred of Texas expresing appreciation of the telegram sent concerning the New London disaster.

A communication was also read from the Secretary of State of South Dakota enclosing a copy of an act to establish an unpaid commission on Inter-state Cooperation, approved March 3, 1937.

NOTICE OF COMMITTEE HEARINGS

L. B. No. 562, Friday, April 9, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 413. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 413:

(1) Amend the printed bill, page 2, Section 1, line 18 by striking therefrom the word **"ten"** and by inserting in lieu thereof the word **"five"**

(Signed) FRANK J. BRADY, Chairman.

Legislative Administration

LEGISLATIVE BILL NO. 389. Placed on General File.
LEGISLATIVE BILL NO. 390. Placed on General File.
LEGISLATIVE BILL NO. 559. Placed on General File.

(Signed) FRED L. CARSTEN, Chairman.

Public Highways and Bridges

LEGISLATIVE BILL NO. 147. Placed on General File with amendments.

(Amendments mimeographed in lieu of printing in Legislative Journal)

(Signed) FRANK S. WELLS, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 325. Correctly engrossed.
LEGISLATIVE BILL NO. 83. Correctly re-engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

April 2, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 4:25 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 537.

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

April 3, 1937.

To the Honorable Walter H. Jurgensen,
The President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 537
Legislative Bill No. 266
Legislative Bill No. 194

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

RESOLUTION

In Appreciation of Hospitality of Eppley Hotels Company and Mr. and Mrs. Lee Massie.

Introduced by R. C. Regan of Platte.

WHEREAS, the Nebraska Unicameral Legislature were guests of the Eppley Hotels Company and of Mr. and Mrs. Lee Massie at Columbus, Nebraska on the third day of April, 1937, and,

WHEREAS, the said Eppley Hotels Company and Mr. and Mrs. Lee Massie extended to the Legislature the greatest of kindliness, courtesies, friendship and hospitality during said visit, and,

WHEREAS, it is the sense of this body that an expression of appreciation is owing to the Eppley Hotels Company and especially to Mr. and Mrs. Lee Massie therefor,

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That the Nebraska Unicameral Legislature does hereby express to the Eppley Hotels Company and to Mr. and Mrs. Lee Massie of Columbus, Nebraska their sincere and heartfelt thanks and appreciation for the wonderful reception accorded to them upon the occasion above mentioned.

2. That the Chief Clerk of this Legislature forthwith forward a copy of this resolution properly authenticated and suitably engrossed

to each, the Eppley Hotels Company and Mr. and Mrs. Lee Massie at Columbus, Nebraska.

The rules were suspended and the resolution adopted unanimously.

RESOLUTION

Appreciating Entertainment of Legislature and State Officials By Columbus and Genoa.

Introduced by E. M. Von Seggern.

BE IN RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That this Legislature extends a vote of thanks to the Chamber of Commerce of the city of Columbus, Nebraska and to the Lions Club of Genoa, Nebraska for hospitality shown members of this Legislature and state officials on their inspection tour of the Columbus power project.

2. That a copy of this resolution, suitably engrossed, be forwarded to the Columbus Chamber of Commerce, Columbus, Nebraska and the Lions Club, Genoa, Nebraska, so that they may know that their efforts to make this inspection tour a pleasant one, were sincerely appreciated.

The rules were suspended and the resolution adopted unanimously.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 562.

FRANK J. BRADY.

The motion prevailed with 32 ayes, no nays, 11 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO 562. By Brady.

A Bill for an Act to appropriate ten per cent of all fees remitted into the state treasury by the state boards of examiners in medicine, osteopathy, chiropractic, dentistry, optometry, pharmacy, embalming, chiropody and veterinary medicine, the state board of cosmetologist examiners, the state board of barber examiners, the athletic division of the department of health, the bureau of education and registration for nurses, the state real estate commission and the state board of professional engineering and architectural examiners; to direct the method of handling fees remitted into the state treasury by each of said boards, bureaus, divisions and commissions, as provided by law; specifically to appropriate ten per cent of all said fees remitted into the state treasury during the biennium ending June 30, 1939, for the uses and purposes of the general fund of the state; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 562 read the second time.

FRANK J. BRADY.

The motion prevailed with 28 ayes, no nays, 15 not voting.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 562. By Brady.

Referred to Committee on Appropriations.

BILLS ON THIRD READING

The following bill was read the third time and put upon passage:

LEGISLATIVE BILL NO. 227.

A Bill for an Act to amend Section 44-217, Compiled Statutes of Nebraska, 1929, relating to insurance; to empower the Director of Insurance for the Department of Insurance to cancel or to refuse authority to every insurance company domiciled in a foreign state or country, to do business in the State of Nebraska, if said state or country shall have declined a permit to do business to any duly organized Nebraska insurance company; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having

elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Adams, E. A.
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Diers
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
McMahon
Norton
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Worthing

Voting in the negative, 7:

Armstrong
Ashmore
Dunn
Miller
Murphy
Neubauer
Nuernberger

Not voting, 9:

Adams, J., Jr.
Cady
Comstock
Dafoe
Knickrehm
Peterson, C. H.
Strong
Warner
Wells

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 435.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-fifth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 300.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-fifth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 301.

(See Enrollment and Review amendments as found in Legislative Journal for the Sixty-fifth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 435. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 300. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 301. Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Change Place on General File

Mr. President: I move that L. B. No. 223 be placed at the head of General File.

R. C. REGAN.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 9:40 A. M. Mr. Von Seggern moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Haycock in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 223. Referred to Committee on Enrollment and Review for review with ments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-second Day. These amendments were adopted in the Committee of the Whole)

Committee of the Whole amendments to L. B. No. 223:

Add the emergency clause and amend the title accordingly.

LEGISLATIVE BILL NO. 178.	Report progress.
LEGISLATIVE BILL NO. 334.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fiftieth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 25.	Laid over. Retains place on File.
LEGISLATIVE BILL NO. 524.	Laid over. Retains place on File.
LEGISLATIVE BILL NO. 395.	Laid over. Retains place on File.
LEGISLATIVE BILL NO. 225.	Laid over. Retains place on File.
LEGISLATIVE BILL NO. 182.	Laid over. Retains place on File.
LEGISLATIVE BILL NO. 231.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 316.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 316:

Amend Section 1, page 2, line 28 by inserting the words, "where not less than fifteen members are present," after the word "stockholders."

(Signed) W. F. HAYCOCK.

The report was adopted.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 147 be placed on General File immediately following L. B. 225.

CARL H. PETERSON.

The motion prevailed.

MOTION—To Recess

At 11:55 A. M. on motion of Mr. Norton the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., President Jurgensen presiding.

The roll was called and all members were present except Adams, J. Jr., Cady, Dafoe, and Strong who were excused.

COMMITTEE OF THE WHOLE

At 1:35 P. M. Mr. Carsten moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Haycock in the Chair; later Mr. Worthing.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 399.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 216.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 241.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 416.	Report progress.
LEGISLATIVE BILL NO. 551.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 340.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 412.	Laid over. Retains place on file.

(Signed) W. E. WORTHING, Chairman.

The report was adopted.

MOTION—To Adjourn

At 2:25 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SIXTY-SEVENTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 6, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Strong who was excused.

The Journal for the Sixty-sixth Day was approved as corrected.

PETITIONS AND MEMORIALS.

The following members introduced petitions from their constituents:

Mr. Carsten, Carl H. Peterson, Mr. Frost, favoring an appropriation of $32,000 for the support and maintenance of Nebraska's seven State Parks.

STANDING COMMITTEE REPORTS

Government

LEGISLATIVE BILL NO. 392. Placed on General File as originally reported out and amended.

(Signed) HUGH B. ASHMORE, Vice-Chairman.

Agriculture

LEGISLATIVE BILL NO. 553. Placed on General File with amendments.

(Amendments mimeographed in lieu of printing in Legislative Journal)

(Signed) E. M. NEUBAUER, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 65. Placed on Select File with amendments.

(Amendments mimeographed in lieu of printing in Legislative Journal)

LEGISLATIVE BILL NO. 435. Correctly engrossed.
LEGISLATIVE BILL NO. 301. Correctly engrossed.
LEGISLATIVE BILL NO. 227. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the legislature was in session and capable of transacting business the President signed

LEGISLATIVE BILL NO. 227.

APPROVED BY GOVERNOR

April 5th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 202

Respectfully,
(Signed) THEO. M. OSTERMAN
Secretary to the Governor.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 97.

A Bill for an Act to regulate and control, for the protection and safety of the public and for the purpose of aiding in the administration and enforcement of the motor vehicle fuel laws of this state, the transportation by motor vehicle upon the public highways of this state of motor vehicle fuels, as defined by the laws of this state, kerosene, distillate and other petroleum products of a highly inflammable character; to provide for applications to the Department of Agriculture and Inspection, the collection of application fees, and the issuance of permits to transport such commodities over the public highways; to require bonds or insurance from those so engaging in such transportation, securing the payment of liabilities incurred under the laws of this state; to provide for the appointment of the Director of the Department of Agriculture and Inspection as the agent of those transporting such commodities for the purpose of service of process, and providing for the service of process on such agent in suits to enforce the liabilities arising under the laws of this state; to provide for the expense of administering said Act out of fees arising therefrom, and to provide penalties for the violation thereof; to amend Sections 1, 8 and 11, Chapter 130, Session Laws of Nebraska, 1935; to repeal said original sections; and to fix the time for taking effect of this Act.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 25:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Cady
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Slepicka
Thomas
Tvrdik
Warner
Worthing

Voting in the negative, 15:

Ashmore
Brady
Carpenter
Frost
Murphy
Neubauer
Reynolds
Schultz

Brodecky
Carlson
Howard
Miller
Norton
Nuernberger
Von Seggern

Not voting, 3:

Carsten
Strong
Wells

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 38. (With emergency clause)

A Bill for an Act to amend Section 39-1106, C. S. Supp., 1933, as amended by Section 2, Chapter 134, Session Laws of Nebraska, 1935; to amend Section 60-412, Compiled Statutes of Nebraska, 1929, relating to motor vehicles; to prohibit the operation thereof by any person while under the influence of alcoholic liquor or any drug; to prescribe penalties for the violation thereof and for certain other offenses arising out of or resulting from the operation of motor vehicles; to prescribe the duties of courts with respect to the suspension or revocation of licenses of operators to drive motor vehicles upon judgments of conviction hereunder; to repeal said original section as amended; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 3:

Johnson, W. R.
McMahon
Strong

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 327. (With emergency clause)

A Bill for an Act relating to state institutions; to reappropriate all unexpended balances in the automobile license plate factory fund, the road marker and sign factory fund, and the hand craft furniture factory fund administered by the Board of Control to the Nebraska State-Use System of Prison Employment Fund; to reappropriate all unexpended balances in the Nebraska State-Use System of Prison Employment Fund at the end of the present biennium for the uses and purposes of said fund during the biennium ending June 30, 1939; to provide that sums reappropriated shall be immediately available; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Armstrong
Johnson, W. R.
Nuernberger
Strong

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 329. (With emergency clause)

A Bill for an Act to reappropriate the sum of Fifty Thousand Dollars ($50,000.00) out of the Board of Control maintenance fund for the biennium ending June 30, 1939, for the purpose of establishing a revolving fund to be used by the Board of Control to make quantity purchases of materials and supplies for the various state institutions; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 42:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 1:

Strong

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 323. (With emergency clause)

A Bill for an Act to amend Section 83-504, Compiled Statutes of Nebraska, 1929, relating to the Nebraska Home for Dependent Children; to provide that the Board of Control may provide for the maintenance of dependent children therein in private families or boarding homes; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Cady
Strong

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 290. (With emergency clause)

A Bill for an Act to permit the Fremont Joint Stock Land Bank of Fremont, Nebraska, to file suit against the State of Nebraska in the district court of Saunders County, Nebraska for the purpose of having a fair and impartial adjudication concerning the priority of liens on the N½ SE¼ and E½ NW¼ of Section 16, Township 15, Range 6, Saunders County, Nebraska, and for the purpose of quieting title of the same; to provide for the waiver of sovereignty on the part of the State of Nebraska for the prosecution of said suit; to provide for liability on the part of the State of Nebraska in the premises, if any; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 18:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Brodecky
Carlson
Dafoe
Dunn
Gantz
Howard
Johnson, W. R.
Murphy
Nuernberger
Peterson, C. H.
Pizer
Tvrdik
Worthing

Voting in the negative, 20:

Carpenter
Carsten
Diers
Frost
Hall
Haycock
Johnson, R. W.
Knickrehm
McMahon
Miller
Neubauer
Norton
Peterson, J. B.
Regan
Reynolds
Schultz
Slepicka
Thomas
Von Seggern
Wells

Not voting, 5:

Armstrong
Cady
Comstock
Strong
Warner

A constitutional two thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on Legislative Bill No. 290 with Emergency Clause Stricken

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 24:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Dafoe
Diers
Dunn
Gantz
Haycock
Howard
Johnson, W. R.
Miller
Murphy
Nuernberger
Peterson, C. H.
Pizer
Slepicka
Tvrdik
Warner
Worthing

Voting in the negative, 16:

Carpenter
Carsten
Johnson, R. W.
Knickrehm
Norton
Peterson, J. B.
Schultz
Thomas

Frost
Hall
McMahon
Neubauer
Regan
Reynolds
Von Seggern
Wells

Not voting, 3:

Cady
Comstock
Strong

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL NO. 168. (With emergency clause)

A Bill for an Act to amend Section 1, Chapter 67, Session Laws of Nebraska, 1935, relating to narcotic drugs; to define marihuana leaves as narcotic drugs; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Ashmore
Strong

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 169. (With emergency clause)

A Bill for an Act to reappropriate out of the Aeronautics Commission Fund for the use of the Commissioner of Public Lands and Buildings, or the lawful custodian of the State Capitol Building, the sum of Ten Thousand Dollars ($10,000.00) for lighting the tower of said State Capitol Building; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Well
Worthing

Voting in the negative, 0.

Not voting, 3:

Carlson
Carpenter
Strong

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 102.

A Bill for an Act to amend Section 16-232, Compiled Statutes of Nebraska, 1929, relating to municipal corporations; to empower city councils or city commissions in cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, by ordinance, to provide for the removal by condemnation or otherwise at the expense of the owner or occupant of the premises of all outdoor toilets or privies not connected with main or lateral sewers in sewer districts where sewers have been constructed and where both sewer mains and water mains are located in said streets or alleys abutting said premises; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 14:

Adams, J. Jr.
Brodecky
Cady
Comstock
Diers
Dunn
Gantz
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
Slepicka
Von Seggern
Warner

Voting in the negative, 27:

Adams, E. A.
Ashmore
Brady
Brandt
Carlson
Carpenter
Carsten
Dafoe
Frost
Hall
Howard
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Thomas
Tvrdik
Wells
Worthing

Not voting, 2:

Armstrong
Strong

A constitutional majority having failed to vote in the affirmative, the bill failed of passage.

COMMITTEE OF THE WHOLE

At 10:15 A. M. Mr. Miller moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Gantz in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 178. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixty-third Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 178:

Amend second line in last paragraph in Sec. 3, page 2, line 14, Standing Committee amendments, by adding a comma after word "farmers," and in third line by striking first "or", and inserting after the word dairymen the words "or their employees when".

Amend Sec. 3. by adding the following: "Sub-Section (d) No provision of this Act or order of the Commission shall apply to motor vehicle owners who may be employed by farmers when hauling their crop to the **local** market."

Amend paragraph C. section 13, by striking balance of the paragraph after the word "except" in the fifth line and insert in lieu thereof—"and until after such change has been approved or authorized by the Commission. Such change as approved or authorized shall become effective as ordered.

Amend Sec. 3. (c) by striking the entire paragraph (c) and inserting in lieu thereof:

"(c) The operations of any motor carrier in transportation of property within any city or village of this state or within a radius of five miles beyond the corporate limits of such city or village."

Also amend Sec. 3 by striking the last paragraph and inserting in lieu thereof:

"No provision of this Act or order of the Commission shall apply to motor vehicles owned and operated by farmers, ranchers, dairymen or a creamery or their employees when hauling ranch, dairy or farm products and supplies from and to their ranches, farms, dairies or creamery, or in a bona fide exchange of work with neighbors; nor shall any provision apply to motor vehicles owned and operated by any industrial, processing or manufacturing plant when used by such plant in the transportation of raw materials and supplies to its plant or plants or in the delivery of its products, supplies or raw materials to purchasers thereof, when not for hire."

Amend Sec. 4. (e) by striking the last word "findings" and inserting the word "recommendations".

Amend Sec. 10, in line 5 by striking the words "amended or" and "in whole or in part".

Amend Sec. 13, in paragraph (a) by striking in lines 2, 3 and 4, the words beginning with "prescribe" and ending with "charges", and insert the following words: "make investigations, hold hearings and prescribe reasonable rates and charges within 120 days after the effective date of this Act."

Amend Sec. 14 by adding at the end of paragraph (a) the following words:

"said rates, fares and charges to become effective simultaneously with the rates prescribed by the Commission for common carriers."

Amend Sec. 15 in lines 11 and 12 by striking the words "or the maximum or minimum, or maximum and minimum rate, fare or charge".

Amend Section 11 last line in mimeographed copy after word common, insert the words "and contract".

Strike Ashmore's amendment to Section 3, and insert in lieu therefor the following:

"or motor vehicles used exclusively in carrying livestock or agricultural commodities to and from any farm or ranch,"

Amend L. B. 178, Sec. 5, line 2 by striking out "ten" and inserting "five".

LEGISLATIVE BILL NO. 25. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 524. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 395. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 225. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 147. Report progress.

(Signed) HARRY GANTZ, Chairman.

The report was adopted.

MOTION—To Recess

At 11:55 A. M. on motion of Mr. Norton the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., President Jurgensen presiding.

The roll was called and all members were present except Dafoe and Dunn, and except Howard who was excused.

MOTION—To Reconsider Action on L. B. No. 110

Mr. President: I move that we reconsider our action on L. B. No. 110 and that the same be placed on General File.

(Signed) JOHN KNICKREHM.

The motion was lost with 5 ayes, 20 nays, 18 not voting.

COMMITTEE OF THE WHOLE

At 1:35 P. M. Mr. Nuernberger moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Gantz in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 147.	Report progress.
LEGISLATIVE BILL NO. 395.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-ninth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 395:

In lines 5 and 6 Sec. 1, strike "1937" and the words "and during each regular session thereafter".

Amend Sec. 3 by adding thereto the following sub-section:

"e. To study and inquire into the financial administration of the state government and the subdivisions thereof, the problems of taxation including assessment and collection of taxes and the distribution of the tax burden."

Amend page 2, printed bill, Sec. 5, line 2, following the word "for" by inserting the following: ", and furnish such information to".

Amend Sec. 6, printed bill, line 3, by striking "Six" and inserting in lieu thereof "Eight".

In Sec. 12, line 4, strike the word "any" and insert the word "the".

Amend the committee amendment by striking out the word "two" therein and by inserting in lieu thereof the word "three."

Amend the committee amendment by striking out the first period, by inserting a comma in lieu thereof, and by adding the following: "and any vacancy which may occur in such council shall be filled in like manner from the remaining membership of the Legislature."

Amend Section 1, Line 2, by striking out the word "ten" and by inserting in lieu thereof the word "fifteen."

Amend Section 1, Lines 7 to 11, by striking out all said lines beginning with the word "not" in Line 7 and by inserting in lieu thereof the following: "The Speaker of the Legislature shall be a member of the council, and not more than three members of the council shall come from the same congressional district."

Amend Section 3, Line 8, by striking out the letter "c" in parenthesis and by inserting in lieu thereof the letter "d", and by inserting a new sub-section immediately following the period in Line 7 as follows : "(c) To study the merit system as it relates to state and local government personnel."

Amend the printed bill, Page 1, title, by striking that part of said title commencing with the punctuation ";" in Line 3 therein down to and including the punctuation ";" in Line 5 therein and by inserting in lieu thereof the following: "; to provide for their selection, terms, powers, rules, reports and duties; to regulate the functions, expenditures and other activities of said council;".

Amend the Introductory Clause by adding the names of the following Members as co-introducers of the bill: Amos Thomas of Douglas, Harry E. Gantz of Box Butte, L. B. Murphy of Scotts Bluff, Robert M. Armstrong of Nemaha, A. L. Miller of Kimball, R. W. Johnson of Buffalo, Hugh B. Ashmore of Hitchcock, Earl W. Carpenter of Webster, John Knickrehm of Hall, Carl H. Peterson of Madison and Ernest A. Adams of Douglas.

(Signed) HARRY GANTZ, Chairman.

The report was adopted.

MOTION—To Adjourn

At 3:45 P. M. on motion of Mr. Haycock the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SIXTY-EIGHTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 7, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Comstock and Thomas.

The Journal for the Sixty-seventh Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Pizer, favoring L. B. No. 97; Mr. Carpenter, Mr. Strong asking that L. B. No. 500 be placed on General File by the Committee.

COMMUNICATIONS

A letter was read from Robert Van Pelt, Special Legislative Counsel, concerning the validity of L. B. No. 227.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. No. 272, Tuesday, April 13, 1937, 2:00 P. M.
L. B. No. 535, Tuesday, April 13, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL NO. 452.

(Signed) W. F. HAYCOCK, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 210. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 210:

I. Amend the printed bill, page 3, Section 1, line 45,—page 5, Section 1, line 59 of the original bill,—by inserting after the word **"Said"** and before the word **"rules"** therein the word **"printed"; and** in lines 45 and 46, Setcion 1 of the printed bill,—lines 59 and 60 **of** Section 1 of the original bill,—strike **"provide, among other things, as follows: A"** and insert in lieu thereof the following:

"include, among other things, a copy of this Act and a".

II. Amend the printed bill, page 6, Section 1, line 149,—page 10, Section 1, line 203 of the original bill, by striking the word **"falsely"** therein and by reinserting said word after the word **"report"** on page 6, Section 1, line 150 of the printed bill—page 10, Section 1, line 204 of the original bill.

III. Amend the printed bill, page 7, Section 2, line 24,—page 12, Section 2, line 33 of the original bill,—by striking therefrom the punctuation and word **"; providing"** and by inserting in lieu thereof the following: **": Provided,"**

IV. Amend the printed bill, page 7, Section 2, line 31,—page 13, Section 2, line 44 of the original bill, by striking the word **"to"** therein and by inserting in lieu thereof the word **"of"**.

V. Amend the printed bill, page 1, title, lines 5 and 6,—page 1, title, lines 8 and 9 of the original bill, by striking therefrom the words and punctuation "the office of chief of police, of".

LEGISLATIVE BILL NO. 172. Placed on Select File.

LEGISLATIVE BILL NO. 67. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 67:

I. Amend the printed bill, page 1, Section 1, line 5—page 1, Section 1, line 6 of the original bill—by striking the punctuation "," therein and by inserting in lieu thereof the conjunction "and".

II. Amend the Committee of the Whole amendments to the bill, line 2 by striking the word "comma" and by inserting in lieu thereof the word "semi-colon".

III. Amend the printed bill, page 1, Section 2, line 2—page 2, Section 2, line 2 of the original bill—by inserting the punctuation "," after the word "effect" and before the word "from".

IV. Amend the printed bill, page 1, title, line 2—page 1, title, line 2 of the original bill—by striking therefrom the words "the Tax Commissioner" therein and by inserting in lieu thereof the following: "official State Capitol mail".

V. Amend the printed bill, page 1, title, line 2—page 1, title, line 3 of the original bill—by striking therefrom the pronoun "he" and by inserting in lieu thereof the words "the Tax Commissioner".

LEGISLATIVE BILL NO. 310. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 310:

I. Amend the printed bill, page 2, Section 2, line 8—page 3, Section 2, line 12 of the original bill—by striking the punctuation "," therein.

II. Amend the printed bill, page 3, Section 5, lines 8 and 9—page 5, Section 5, lines 11 and 12 of the original bill—by striking therefrom the words "any fund in the state treasury not otherwise appropriated" and by inserting in lieu thereof the following:

"such fund as the Legislature may specifically appropriate for that purpose during any biennium".

III. Amend the printed bill, page 1, title, lines 9 and 10—page 1, title, line 16 of the original bill—by striking therefrom the words "state auditor" and by inserting in lieu thereof the words "Auditor of Public Accounts".

LEGISLATIVE BILL NO. 531. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 531:

I. Amend the Committee of the Whole amendments, line 2 by inserting the punctuation "," before the word "not" therein; and in said line 2 strike the word "from" therein and insert in lieu thereof the following "of whom shall reside in".

II. Amend the printed bill, page 3, Section 6, line 2—page 4, Section 6, line 2 of the original bill—by inserting after the word "money" and before the word "for" the words "as it deems necessary".

III. Amend the printed bill, page 3, Section 6, line 7—page 4, Section 6, line 8 of the original bill—by striking the word "warrant" and by inserting in lieu thereof the word "warrants".

LEGISLATIVE BILL NO. 300. Replaced on Select File with amendment.

Enrollment and Review amendment to L. B. No. 300:

I. Amend the printed bill, page 3, Section 3, line 16—page 2, Section 3, line 16 of the original bill—by striking the word "infections" therein and by inserting in lieu thereof the word "infectious".

LEGISLATIVE BILL NO. 97.	Correctly enrolled.
LEGISLATIVE BILL NO. 38.	Correctly enrolled.
LEGISLATIVE BILL NO. 327.	Correctly enrolled.
LEGISLATIVE BILL NO. 329.	Correctly enrolled.
LEGISLATIVE BILL NO. 323.	Correctly enrolled.
LEGISLATIVE BILL NO. 290.	Correctly enrolled.
LEGISLATIVE BILL NO. 168.	Correctly enrolled.
LEGISLATIVE BILL NO. 169.	Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

April 7, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 8:20 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 227.

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

April 6th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 520

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 563. By Dafoe, Norton, Diers, Gantz, Von Seggern, Neubauer, Brodecky, Reynolds, Carpenter, Wells, Regan.

A Bill for an Act for a resolution to amend Article III of the Constitution of the State of Nebraska 1875, and the several amendments thereto, including the amendments proposed by the Constitutional Convention of 1919-1920, and adopted at the special election held on the 21st day of September, 1920, relating to the powers of the legislative department by adding to said article Section 29 to provide for the establishment by the Legislature of an agency of the State authorized to act as surety upon the official bonds of officers and employees of the State and of the governmental and political subdivisions of the State; and to provide for the submission of said amendment to the electorate of the State of Nebraska for approval or rejection.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 83.

A Bill for an Act to amend Section 17-209, Compiled Statutes of Nebraska, 1929, as amended by Section 4, Chapter 36, Session Laws of Nebraska, 1935, relating to municipal corporations; to provide the maximum compensation of village officers; and to repeal said original section as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third

Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 25:

Adams, E. A.
Adams, J., Jr.
Armstrong
Carlson
Carpenter
Carsten
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Norton
Pizer
Regan
Reynolds
Slepicka
Von Seggern
Wells

Voting in the negative, 9:

Ashmore
Brady
Dafoe
Neubauer
Nuernberger
Peterson, C. H.
Peterson, J. B.
Schultz
Warner

Not voting, 9:

Brandt
Brodecky
Cady
Comstock
Frost
Strong
Thomas
Tvrdik
Worthing

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 325. (With emergency clause)

A Bill for an Act to establish the Genoa State Farm as a state institution; to prescribe its functions under the Board of Control; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Carsten
Dafoe
Diers
Johnson, W. R.
Knickrehm
McMahon
Regan
Reynolds
Schultz

Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Slepicka
Strong
Von Seggern
Warner
Wells

Voting in the negative, 0.

Not voting, 5:

Comstock
Pizer
Thomas
Tvrdik
Worthing

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STATEMENTS FOR JOURNAL

Mr. President: I desire to have the Journal show that had I been present I would have voted "aye" when L. B. No. 83 and L. B. No. 325 were passed.

CHARLES F. TVRDIK.

Mr. President: I desire to have the Journal show that had I been present I would have voted "aye" when L. B. No. 325 was passed.

HARRY L. PIZER.

SELECT FILE

LEGISLATIVE BILL NO. 65.

(See mimeographed amendments, mentioned in the report found in the Legislative Journal for the Sixty-seventh Day)

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

(Signed) R. M. HOWARD.

A record vote was demanded.

Voting in the affirmative, 17:

Adams, E. A.
Ashmore
Diers
Dunn
Gantz
Hall
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, J. B.
Strong
Von Seggern

Voting in the negative, 9:

Brandt
Cady
Frost
McMahon
Regan
Schultz
Slepicka
Tvrdik
Wells

Not voting, 17:

Adams, J., Jr.
Armstrong
Brady
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Haycock
Johnson, W. R.
Peterson, C. H.
Pizer
Reynolds
Thomas
Warner
Worthing

The motion prevailed.

LEGISLATIVE BILL NO. 300.

(See Enrollment and Review amendments as found in this day's Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 65.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 300.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Change Position on General File

Mr. President: I move that L. B. 25 and L. B. 524 be placed respectively at the foot of General File, to be advanced later if desired by introducers.

HARRY E. GANTZ.

The motion prevailed.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 388 be placed after L. B. No. 147 on General File, as it carries an appropriation.

FRANK J. BRADY.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 9:50 A. M. Mr. Miller moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Murphy in the Chair.

After some time spent therein, the Committee arose and by its chairman submitted the following report:

LEGISLATIVE BILL NO. 225.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 147.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 388.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-fifth Day. These amendments were adopted in the Committee of the Whole.)

Committee of the Whole amendments to L. B. No. 388:

1. Amend the printed bill by striking out subsection "o" of Sec. 12.

2. Amend the printed bill, line 22, page 7, Sec. 12, by striking sub-section "f" and re-lettering following sub-sections to conform therewith.

3. Amend the printed bill, Sec. 3, by striking lines 7, 8 and 9, down to and including the word "office" and by inserting in lieu thereof the words "the Governor shall appoint two members of the advisory board".

LEGISLATIVE BILL NO. 182.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 399.	Referred to Committee on Enrollment and Review for review with amendment.

Committee of the Whole amendment to L. B. No. 399:

Amend the printed bill, Section 1, line 7, by adding after the word "approval", the following "and 85 per cent of the shareholders so approving".

LEGISLATIVE BILL NO. 416.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Forty-ninth Day. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 340.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 412.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 131.	Referred to Committee on Enrollment and Review for review with amendment.

(See Standing Committee amendment as found in the Legislative Journal for the Fiftieth Day. This amendment was adopted in Committee of the Whole.)

Committee of the Whole amendment to L. B. No. 131:

Amend the title to the printed bill by adding the emergency clause.

LEGISLATIVE BILL NO. 137. Report progress.

(Signed) L. B. MURPHY, Chairman.

The report was adopted.

MOTION—To Send Flowers to Mrs. Cady

Mr. President: I move that the Legislature send flowers to Mrs. Cady.

R. C. REGAN.

The motion prevailed unanimously.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 97.
LEGISLATIVE BILL NO. 38.
LEGISLATIVE BILL NO. 327.
LEGISLATIVE BILL NO. 329.
LEGISLATIVE BILL NO. 323.
LEGISLATIVE BILL NO. 290.
LEGISLATIVE BILL NO. 169.

MOTION—To Adjourn

At 12:55 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SIXTY-NINTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 8, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Sixty-eighth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Carpenter, asking that L. B. No. 500 be placed on General File by the committee; Mr. Tvrdik, Mr. Worthing, Mr. McMahon, Mr. Thomas, W. R. Johnson, John Adams, Jr., favoring Legislative Bills No. 245, No. 246, No. 232 and No. 250; Mr. Carpenter, favoring L. B. No. 522 and L. B. No. 318, and opposing L. B. No. 424.

COMMUNICATIONS

A letter was read from the President of The Country Club of Lincoln extending an invitation to the members of the Legislature to enjoy the privileges of its golf course when their duties will permit. A letter was also read from the Columbus Chamber of Commerce acknowledging receipt of the resolution of thanks; and a letter from George L. Hunt acknowledging with appreciation the resolution in memory of Edward Hunt.

STANDING COMMITTEE REPORTS

Banking and Insurance

LEGISLATIVE BILL NO. 11.	Indefinitely postponed.
LEGISLATIVE BILL NO. 13.	Indefinitely postponed.
LEGISLATIVE BILL NO. 35.	Indefinitely postponed.
LEGISLATIVE BILL NO. 276.	Placed on General File.
LEGISLATIVE BILL NO. 278.	Indefinitely postponed.
LEGISLATIVE BILL NO. 282.	Indefinitely postponed.
LEGISLATIVE BILL NO. 283.	Indefinitely postponed.
LEGISLATIVE BILL NO. 288.	Indefinitely postponed.
LEGISLATIVE BILL NO. 289.	Indefinitely postponed.
LEGISLATIVE BILL NO. 337.	Placed on General File with amendments.

Standing Committee amendments to L. B. No. 337:

1. Amend the printed bill, page 1, Section 1, lines 3 and 4 by striking therefrom **"or is in imminent danger of insolvency,"**.

2. Amend the printed bill, pages 1, 2, 3 and 4, Section 1, lines 6, 7, 15, 28, 31, 41, 45, 46, 48, 69, 72, 79, 90, 93, 97, 101, 103, 104 and 111, by inserting immediately after the word "department" wherever the same appears in each of said lines, respectively, **"of insurance"**.

3. Amend the printed bill, page 2, Section 1, line 23, by inserting immediately after the word **"except"** and before the word **"this"** therein the words **"as set forth in"**.

4. Amend the printed bill, page 2, Section 1, by striking that part of said section commencing with the word **"or"** in line 23 down to and including the word and punctuation **"property,"** in line 25; and by striking the punctuation **"."** after the word **"article"** in line 23 and by inserting in lieu thereof the punctuation **","**; and in line 26 of said section strike **"or such appointment is imminent"**.

5. Amend the printed bill, page 3, Section 1, line 55, by inserting after the word **"time"** and before the word **"the"** therein the following:

", after the department of insurance shall have taken possession of the business of said company, as set forth in subsection 2 of this section, if".

6. Amend the printed bill, page 4, by striking all of Sections 2 and 3 thereon and by inserting in lieu thereof the following:

"Sec. 2. That said original Section 44-204, Compiled Statutes of Nebraska, 1929, is hereby repealed.

Sec. 3. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

7. Amend the printed bill, page 1, title, by striking all of said title after the word "ACT" in line 2 and by inserting in lieu thereof the following:

> "to amend Section 44-204, Compiled Statutes of Nebraska, 1929, relating to insurance; to provide procedure for the liquidation of delinquent domestic insurance companies; to repeal said original section; and to declare an emergency."

LEGISLATIVE BILL NO. 328. Indefinitely postponed.
LEGISLATIVE BILL NO. 545. Indefinitely postponed.

(Signed) LELAND R. HALL, Chairman.

Judiciary

LEGISLATIVE BILL NO. 366. Indefinitely postponed.
LEGISLATIVE BILL NO. 510. Placed on General File.
LEGISLATIVE BILL NO. 561. Placed on General File.

(Signed) CHARLES A. DAFOE, Chairman.

Public Highways and Bridges

LEGISLATIVE BILL NO. 560. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 560:

1. Amend the printed bill, page 1, Section 1 by striking all of said section after the word "doors" in line 7 therein, and by inserting in lieu thereof the following:

", windows and windshields with safety glass, as hereinafter defined."

2. Amend the printed bill, pages 1 and 2, Section 2, by striking all of said section after the word "doors" in line 6 therein and by inserting in lieu thereof the following:
fined."

", windows and windshields with safety glass, as hereinafter de-

3. Amend the printed bill, page 2, Section 4, line 3 by inserting after the punctuation "." and before the word "The" therein the following: "(a)"; and in line 12 of said Section 4 insert immediately after the word and punctuation "Act." the following:

"(b) The State Engineer for the Department of Roads and Irrigation shall, in said list of approved types of safety glass, by rules and regulations not inconsistent with this Act, prescribe the use and define the places where said approved types of safety glass may be used. (c) Any person, firm or corporation desiring approval of safety glass shall submit to the State Engineer, when requested, two specimens of each type of safety glass upon which approval is desired together with a fee of twenty-five dollars for each type of safety glass submitted to pay for the expense of testing the same to determine if it shall conform with the specifications and requirements of this Act. Within thirty days the State Engineer shall submit such specimens of safety glass to such recognized testing laboratory for a report as to the compliance of said type of safety glass with the standard specifications and provisions of this Act. The State Engineer is authorized to refuse approval of any type of safety glass, based on the laboratory test, as aforesaid, which he shall determine will be unsafe or impracticable in actual use or which fails to comply with the provisions of this Act; and likewise he shall grant approval to any type of safety glass which complies with the specifications and requirements hereof. The State Engineer is hereby empowered to require tests or retests of any type of safety glass as often as he may deem necessary in the interest of public safety."

(Signed) FRANK S. WELLS, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 231.	Placed on Select File.
LEGISLATIVE BILL NO. 65.	Correctly engrossed.
LEGISLATIVE BILL NO. 300.	Correctly engrossed.
LEGISLATIVE BILL NO. 83.	Correctly enrolled.
LEGISLATIVE BLLI NO. 325.	Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

April 7, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 4:00 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 97.
LEGISLATIVE BILL NO. 38.
LEGISLATIVE BILL NO. 327.
LEGISLATIVE BILL NO. 329.
LEGISLATIVE BILL NO. 323.
LEGISLATIVE BILL NO. 169.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 168.
LEGISLATIVE BILL NO. 83.
LEGISLATIVE BILL NO. 325.

BILLS ON SECOND READING

The following bill was read the second time by title.

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 563. By Dafoe, Norton, Diers, Gantz, Von Seggern, Neubauer, Brodecky, Reynolds, Carpenter, Wells, Regan.

Referred to Committee on Judiciary.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 435. (With emergency clause)

A Bill for an Act relating to the public health; to regulate the sale, disposition, distribution and control of prophylactics; to provide for a system of licensing the sale, giving away or otherwise disposing of the same; to provide penalties for the violation thereof; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?'"

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Warner
Wells

Voting in the negative, 0.

Not voting, 5:

Diers
Dunn
McMahon
Von Seggern
Worthing

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 301.

A Bill for an Act to amend Sections 71-1302, 71-1303 and 71-1305, C. S. Supp., 1933, relating to embalming; to provide for the care and disposition of dead human bodies; to fix the qualification of embalmers; and to repeal said original sections.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Warner
Worthing

Voting in the negative, 4:

Neubauer	Norton	Strong	Wells

Not voting, 3:

Carpenter	Comstock	Von Seggern

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 210.

(See Enrollment and Review amendments as found in the Legislative Journal for the Sixty-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 172.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 67.

(See Enrollment and Review amendments as found in the Legislative Journal for the Sixty-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 310.

(See Enrollment and Review amendments as found in the Legislative Journal for the Sixty-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 310.

CHARLES J. WARNER.

The motion prevailed unanimously.

MOTION—To Amend L. B. No. 310

Mr. President: I move that the following amendment to L. B. No. 310 be adopted:

Specific amendment to L. B. No. 310:

1. Amend the printed bill, page 3, Section 5, line 9 by inserting after the syllable and punctuation "priated." therein the following:

"The auditor of public accounts shall select said accountants from a list of applicants who shall have applied for such employment in writing within thirty days after the effective date of this Act, who shall have accompanied their said application with a fee of three dollars and who shall have passed a satisfactory examination on the subject of county auditing to be supervised by an examining committee composed of two members of the faculty of the College of Business Administration of the University of Nebraska, and one certified public accountant outside said University. Said examining committee shall be chosen as follows: The two members of the faculty of the College of Business Administration shall be chosen by the Dean of said College and the certified public accountant shall be chosen by the State Auditor of Public Accounts. Said examination shall be given forty-five days after the effective date of this Act, and, within ten days thereafter, said examining committee shall certify to said auditor the names of those applicants satisfactorily passing said examination together with their respective standing; and said auditor shall choose said accountants from the names of said applicants so certified on said list. The fees paid by applicants, as hereinbefore required, shall, by said auditor, be paid over to said examining committee share and share alike to compensate them for conducting said examination and reporting the result thereof. Any successors to the said accountants

originally selected shall be likewise chosen from a list of applicants certified to the auditor from said examining committee."

(Signed) C. J. WARNER.

A record voted was demanded.

Voting in the affirmative, 15:

Adams, J., Jr.
Armstrong
Brodecky
Comstock
Gantz
Howard
Johnson, R. W.
Johnson, W. R.
Miller
Peterson, J. B.
Pizer
Reynolds
Schultz
Tvrdik
Warner

Voting in the negative, 20:

Adams, E. A.
Ashmore
Brandt
Cady
Carpenter
Dafoe
Frost
Hall
McMahon
Murphy
Neubauer
Norton
Nuernberger
Regan
Slepicka
Strong
Thomas
Von Seggern
Wells
Worthing

Not voting, 8:

Brady
Carlson
Carsten
Diers
Dunn
Haycock
Knickrehm
Peterson, C. H.

A majority having failed to vote in the affirmative, the motion was lost.

LEGISLATIVE BILL NO. 531.

(See Enrollment and Review amendments as found in the Legislative Journal for the Sixty-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 172.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 67.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 310.	Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 531. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 210. Laid over.

Former Senator, Sam Howell, addressed the Legislature briefly.

COMMITTEE OF THE WHOLE

At 10:10 A. M. Mr. Miller moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Carsten in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 137. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fiftieth Day. These amendments were adopted in Committee of the Whole.)

Committee of the Whole amendment to L. B. No. 137:

Amend the printed bill by striking Section 10.

LEGISLATIVE BILL NO. 147. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 225. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixty-first Day. These amendments were adopted in Committee of the Whole.)

Committee of the Whole amendments to L. B. No. 225:

Amend the printed bill as follows:

1. Section 2 (b), page 3, line 44, insert after "lands.", "In making such survey, the director shall call to his assistance members of the faculty, agents and employees of the College of Agriculture of the University of Nebraska and of the Agricultural Extension Service of the College of Agriculture of the University of Nebraska as provided in Section 14 of this Act."

2. Section 5, page 7, line 5, strike "shall adopt a" and insert "may adopt or reject such" in lieu thereof. Line 12, insert after "conditions." "In making such surveys, studies, plats and plans, the director shall call to his assistance members of the faculty, agents and employees of the College of Agriculture of the University of Nebraska and of the Agricultural Extension Service of the College of Agriculture of the University of Nebraska as provided in Section 14 of this Act."

3. Section 13, page 13, lines 1 and 2, strike "under recommendations of the director shall" and insert "may" in lieu thereof. Line 4, insert before "They", "Such equipment, material and supplies shall be purchased upon open bid after publication of notice thereof for at least ten days in some newspaper of general circulation in the county."

4. Amend the Standing Committee Amendments to the printed bill as follows: Section 14, page 3, paragraph 2, line 3, strike "Director of the Department of Agriculture and Inspection, the". Line 13, strike "the Department of Agriculture and Inspection" and insert "Agricultural Extension, University of Nebraska,". Line 18, page 4, strike "." after "Act" and insert in lieu thereof "; and to formulate general plans and specifications consistent with the provisions of this Act for the control and eradication of noxious weeds, which plans and specifications shall be used by the director in carrying out the provisions of this Act." Line 20, (mimeographed amendments), strike "week" and insert "weed".

5. Amend Sec. 15, line 3, by inserting after the word "farm" the following, "infested with noxious weeds".

(Signed) FRED L. CARSTEN, Chairman.

The report was adopted.

MOTION—To Send Flowers

Mr. President: I move that flowers be sent to Lieutenant Governor Jurgensen and Mrs. Jurgensen, who are ill.

(Signed) EMIL E. BRODECKY.

The motion prevailed unanimously.

Former Senator, Henry Pedersen, addressed the Legislature briefly.

MOTION—To Recess

At 12:15 P. M. on motion of Mr. Worthing the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except Dunn, McMahon and Thomas.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 502 be placed at the head of General File.

FRED L. CARSTEN.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 1:35 P. M. Mr. Worthing moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Carsten in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 502. Referred to Committee on Enrollment and review with amendments.

Standing Committee amendments to L. B. No. 502:

Amend Sec. 2, line 5 of printed bill by striking "Three ($3.00)" and inserting in lieu thereof "Two and 25/100 ($2.25)".

In line 1 of Sec. 4, strike "Twenty Thousand ($20,000.00)" and insert in lieu thereof "Fifteen Thousand ($15,000.00)".

LEGISLATIVE BILL NO. 182. Laid over. Retains place on file.

(Signed) FRED L. CARSTEN, Chairman.

The report was adopted.

MOTION—To Adjourn

At 2:20 P. M. on motion of Mr. Carsten, the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTIETH DAY

Legislative Chamber,

Lincoln, Nebraska, April 9, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

Miss Ruth Zimmerman, daughter of the Chaplain, led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Sixty-ninth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Reynolds, Mr. Slepicka, favoring an appropriation of $32,000 for the maintenance of Nebraska's seven State Parks; Mr. Tvrdik. approving L. B. No. 314, L. B. No. 131, and L. B. No. 137.

NOTICE OF COMMITTEE HEARINGS

Revenue

L. B. No. 439, Tuesday, April 13, 1937, 2:00 P. M.

Appropriations

L. B. No. 564, Wednesday, April 14, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL NO. 525. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 525:

Amend the printed bill as follows:

1. Section 1, line 11, insert after "it", the words, **"and by any company whose business has been acquired by it to the extent of such acquisition,"**. Line 15, strike all after "thereto." down to "At" in line 24 and insert in lieu thereof the following: **"If any such tax be not paid promptly when due, the Director of Insurance shall forthwith commence an action in the proper court against such company for the full amount of such tax with interest thereon at seven per cent from the date when such tax fell due and shall have judgment against such company for such sum and costs of said action, to be enforced and collected in the same manner as judgments in other cases. Such company shall, at the time of making application for authority to do business in this state, execute and file in the office of the Director of Insurance a written appointment of such Director to be the true and lawful attorney of such company in and for this state with full power and authority to enter the appearance of said company in any court in any action brought for the collection of the gross premiums tax imposed herein."** Line 25, add the letter "s" to "receipt". Strike "filled" and insert "filed" in lieu thereof. Strike all of said section after line 28.

2. After "Section 1." insert additional sections as follows:

"Sec. 2. No municipal corporation or any other political subdivision of the state shall impose any occupation tax or any tax upon the privilege of doing business upon any insurance company required by Sections 77-902 and 77-904, Compiled Statutes of Nebraska, 1929, as amended, to pay a percentage of its gross receipts to the state, or upon any agent or employee thereof.

"Sec. 3. That said original Section 77-902, Compiled Statutes of Nebraska, 1929, is hereby repealed.

"Sec. 4. Whereas an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

3. Amend the title as follows: Line 2, insert after "companies;", "imposing occupation and privilege taxes upon certain insurance companies; prohibiting the imposition of like taxes by municipalities and other political subdivisions of the state;". Line 4, strike "." and insert "; and to declare an emergency."

(Signed) W. F. HAYCOCK, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 189. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 189:

I. Amend the printed bill, pages 3 to 35 inclusive, Sections 1 to 23 inclusive—Sections 1 to 23 inclusive, pages 1 to 38 inclusive of the original bill—by engrossing each of said sections so that the same, when engrossed, will constitute a single unit of subject matter.

II. Amend the printed bill, page 5, Section 2, lines 70 and 73—Section 2, page 3, line 79 and Section 2, page 4, line 82 of the original bill—by striking the word "such" wherever the same appears therein and by inserting in lieu thereof the word "Such".

III. Amend the printed bill, page 5, Section 2, line 84—page 4, Section 2, line 95 of the original bill—by striking therefrom "; provided" and by inserting in lieu thereof ": Provided".

IV. Amend the printed bill, page 9, Section 4, line 14—page 7, Section 4, line 16 of the original bill—by striking therefrom ", provided" and by inserting in lieu thereof ": Provided,".

V. Amend the printed bill, page 12, Section 6, line 40—page 11, Section 6, line 44 of the original bill—by striking therefrom the word "section" and by inserting in lieu thereof the word "Section".

VI. Amend the printed bill, page 13, Section 6, line 77—page 12, Section 6, line 84 of the original bill—by striking therefrom the words "attorney general" and by inserting in lieu thereof the words "Attorney General"; and on page 13, Section 6, line 81 of the printed bill—page 12, Section 6, line 88 of the original bill—strike the word "court" therein and insert in lieu thereof the word "Court"; and in line 107, page 14, Section 6 of the printed bill—lines 115 and 116, page 13, Section 6 of the original bill—strike the word "court" wherever the same appears and insert in lieu thereof the word "Court".

VII. Amend the printed bill, page 14, Section 6, line 115—page 13, Section 6, line 124 of the original bill—by striking therefrom the word "Courts" therein and by inserting in lieu thereof the word "courts".

VIII. Amend the printed bill, page 17, Section 7, line 105—page 17, Section 7; line 115 of the original bill—by striking therefrom the word "section" therein and by inserting in lieu thereof the word "Section".

IX. Amend the printed bill, page 18, Section 7, line 141—page 18, Section 7, line 155 of the original bill—by striking the word "which" therein and by inserting in lieu thereof the word "that".

X. Amend the printed bill, pages 19 and 20, Section 9, lines 7, 22 and 29—pages 18 and 20, Section 9, lines 7, 25 and 32 of the original bill—by striking the word "section" wherever the same appears therein and by inserting in lieu thereof the word "Section".

XI. Amend the printed bill, page 21, Section 9, line 84—page 22, Section 9, line 95 of the original bill—by striking the punctuation ";" therein and by inserting in lieu thereof the punctuation ":"; and on page 22, Section 9, line 88 of the printed bill—page 22, Section 9, line 99 of the original bill—strike the punctuation ":" therein and insert in lieu thereof the punctuation ";"; and in said lines 84 and 95 above, engross the word "PROVIDED" in caps and lower case; and in said lines 88 and 99 above engross the words "AND PROVIDED FURTHER" in lower case.

XII. Amend the printed bill, page 23, Section 11, line 31—page 23, Section 11, line 34 of the original bill—by striking the words "secretary of state" therein and by inserting in lieu thereof the words "Secretary of State".

XIII. Amend the printed bill, page 27, Section 12—page 28, Section 12 of the original bill—by striking that part of said section commencing with the word "Section" in line 1 therein down to and including the word "is" in line 3 therein and by inserting in lieu thereof the following:

"That Section 2, Chapter 107, Session Laws of Nebraska, 1935, be";

and in line 4 of said Section 12 on page 27 of the printed bill—line 5, page 28, Section 12 of the original bill—strike all of said line down to and including the second punctuation "." therein and insert in lieu thereof "Sec. 2.".

XIV. Amend the printed bill, page 27, Section 12—page 28, Section 12 of the original bill—by striking that part of said section commencing with the word "Section" in line 23 down to and including the word "is" in line 25 and by inserting in lieu thereof the following:

"That Section 4, Chapter 107, Session Laws of Nebraska, 1935, be";

and in line 26, Section 12 of the printed bill—line 29, Section 12 of the original bill—strike all of said line down to and including the second punctuation "." therein and insert in lieu thereof "Sec. 4.".

XV. Amend the printed bill, page 28, Section 12, lines 41 to 43 inclusive—page 29, Section 12, lines 46 to 48 inclusive of the original bill—by striking all of said lines after the word and punctuation "FUNDS.—" in line 41 of the printed bill—line 46 of the original bill—and by inserting in lieu thereof the following:

"That Section 5, Chapter 107, Session Laws of Nebraska, 1935, be amended to read as follows: "; and in line 44 of the printed bill, line 49 of the original bill, strike all of said line down to and including the second punctuation "." and insert in lieu thereof the following: "Sec. 5.".

XVI. Amend the printed bill, page 29, Section 12, line 71—page 30, Section 12, line 79 of the original bill—by striking the word "section" therein and by inserting in lieu thereof the word "Section".

XVII. Amend the printed bill, pages 29 and 30, Section 13, lines 2, 14 and 32—pages 30, 31 and 32, Section 13, lines 2, 15 and 36 of the original bill—by striking the words "State Treasury" therein wherever the same appears and by inserting in lieu thereof the words "state treasury" in each instance respectively.

XVIII. Amend the printed bill, page 34, Section 16, line 41—page 36, Section 16, line 47 of the original bill—by striking the word "section" therein and by inserting in lieu thereof the word "Section"; and on page 34, Section 17, lines 4, 5 and 8 of the printed bill—pages 36 and 37, Section 17, lines 5 and 8 of the original bill—by striking the words "attorney general" in each of said lines respectively and by inserting in lieu thereof the words "Attorney General".

XIX. Amend the printed bill, page 35, Section 21 by inserting immediately after line 8 therein—page 38, Section 21, line 9 of the original bill—a new section to be catchheaded and numbered as follows:

"CATCHWORDS AND CATCHHEADS.

Sec. 22. PURPOSE OF CATCHWORDS AND CATCHHEADS.—The catchwords and catchheads appearing throughout this Act in connection with the several sections and subsections therein are inserted simply for convenience, and they shall be wholly disregarded by any person, officer, court or other tribunal in construing the terms and provisions of this Act.";

and renumber Sections 22 and 23 as Sections 23 and 24 respectively to comply with the foregoing amendment.

XX. Amend the printed bill, page 35, Section 22, line 1—page 38, Section 22, line 1 of the original bill—by striking the word "Said" therein and by inserting in lieu thereof "That said"; and amend the printed bill, page 35, Section 23, line 2—page 38, Section 23, line 2 of the original bill—by inserting after the word "effect" and before the word "from" therein the punctuation ",".

XXI. Amend the printed bill, page 2, title—page 2, title of the original bill—by striking that part of said title commencing with the word "sections" in line 33 of the printed bill—line 36 of the original bill—down to and including the parenthesis in line 35 of the printed bill—line 39 of the original bill—and by inserting in lieu thereof the following:

"Sections 2, 4 and 5, Chapter 107, Session Laws of Nebraska, 1935,".

XXII. Amend the printed bill, page 2, title, line 47—page 2, title, line 51 of the original bill—by inserting after the word and punctuation "clauses;" the following:

"to appropriate the sum of Seventy Thousand Dollars ($70,000.00) for the employment service account for the biennium ending June 30, 1939; to appropriate the sum of Ten Thousand Dollars ($10,000.00) for the uses and purposes of the Unemployment Compensation Administration Fund for the biennium ending June 30, 1939 and to provide for its repayment;"

XXIII. Amend the printed bill, page 2, title—page 2, title of the original bill—by striking that part of said title commencing with the figure "2" in line 47 of the printed bill—line 52 of the original bill—down to and including the parenthesis in line 49 of the printed bill—line 54 of the original bill.

XXIV. Amend the Standing Committee Amendments, Amendment No. 4, page 2, subsection (4), line 5, by inserting after the word "both" and before the word "would" the following:

", and which if treated as a single unit with such other employers or interests, or both,".

LEGISLATIVE BILL NO. 71. Placed on Select File with amendments.

(Amendments mimeographed in lieu of printing in Legislative Journal)

LEGISLATIVE BILL NO. 111. Placed on Select File with amendments.

(Amendments mimeographed in lieu of printing in Legislative Journal)

LEGISLATIVE BILL NO. 334. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 334:

I. Amend the printed bill, page 2, Section 3, line 3—page 2, Section 3, line 3 of the original bill—by striking therefrom "and/".

II. Amend the printed bill, page 2—page 2 of the original bill—by striking all of Section 4 thereon and by inserting in lieu thereof the following:

"Sec. 4. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after it passage and approval, according to law."

III. Amend the printed bill, page 1, title, line 2—page 1, title, line 2 of the original bill—by striking the punctuation ":" and by inserting in lieu thereof the punctuation ";".

IV. Amend the printed bill, page 1, title, line 5—page 1, title, line 5 of the original bill—by striking the word "provided" therein and by inserting in lieu thereof the word "providing".

V. Amend the printed bill, page 1, title, line 18—page 1, title, line 20 of the original bill—by striking the punctuation "," therein and by inserting in lieu thereof the punctuation ";".

LEGISLATIVE BILL NO. 316. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 316:

I. Amend the printed bill, page 2, Section 2, line 4—page 3, Section 2, line 5 of the original bill—by striking therefrom "section 2 (8-302) of this article" and by inserting in lieu thereof the following:

"Section 8-302, Compiled Statutes of Nebraska, 1929, as amended".

II. Amend the Committee of the Whole amendments to the bill, line 3 by striking the punctuation "." after the word "stockholders" therein.

LEGISLATIVE BILL NO. 172.	Correctly engrossed.
LEGISLATIVE BILL NO. 67.	Correctly engrossed.
LEGISLATIVE BILL NO. 310.	Correctly engrossed.
LEGISLATIVE BILL NO. 531.	Correctly engrossed.
LEGISLATIVE BILL NO. 301.	Correctly enrolled.
LEGISLATIVE BILL NO. 435.	Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

April 8, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 3:20 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 290.
LEGISLATIVE BILL NO. 168.
LEGISLATIVE BILL NO. 83.
LEGISLATIVE BILL NO. 325.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed:

LEGISLATIVE BILL NO. 435.
LEGISLATIVE BILL NO. 301.

APPROVED BY GOVERNOR

April 8th, 1937.

To the Honorable Walter H. Jurgensen

the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 38
Legislative Bill No. 83
Legislative Bill No. 168
Legislative Bill No. 169
Legislative Bill No. 227
Legislative Bill No. 323
Legislative Bill No. 325
Legislative Bill No. 327
Legislative Bill No. 329

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

MOTION—To Suspend Rules and to Reconsider

Mr. President: I move that the rules be suspended to reconsider our action in accepting the Standing Committee report on L. B. No. 500.

(Signed) W. H. DIERS.

The motion was lost with 16 ayes, 23 nays, 4 not voting.

Former Senator, H. D. Leggett, addressed the Legislature briefly.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 564.

FRANK J. BRADY.

The motion prevailed with 40 ayes, no nays, 3 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 564. By Brady, Strong, Diers, Brandt, Carl H. Peterson, Brodecky, Carpenter, Gantz, Miller, Murphy, Wells, Haycock, Thomas.

A Bill for an Act relating to state appropriations, funds, money and finance; to provide for a Legislative Control Office in connection therewith; to prescribe the powers and duties of the Legislative Comptroller therein; to establish uniform appropriations expenditure control accounts in the offices of the Auditor of Public Accounts, state Treasurer and Tax Commissioner; to provide penalties for the violation thereof; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 564 read the second time.

FRANK J. BRADY.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 564. By Brady, Strong, Diers, Brandt, Carl H. Peterson, Brodecky, Carpenter, Gantz, Miller, Murphy, Wells, Haycock, Thomas.

Referred to Committee on Appropriations.

MOTION—To Change Place on General File

Mr. President: I move that L. B. No. 302 be placed at the head of General File.

(Signed) FRANK S. WELLS.

The motion was lost with 17 ayes, 21 nays, 5 not voting.

At 11:00 o'clock one of Major Bowes Units appeared and entertained the Legislature for fifteen minutes.

SELECT FILE

LEGISLATIVE BILL NO. 210.

MOTION—To Refer for Engrossment

Mr. President: I move that L. B. No. 210 be referred to the Committee on Enrollment and Review for engrossment.

WALTER R. JOHNSON.

SUBSTITUTE MOTION

Mr. President: As a substitute motion I move that L. B. No. 210 be indefinitely postponed.

AMOS THOMAS.

The substitute motion was lost with 14 ayes, 25 nays, 4 not voting.

LEGISLATIVE BILL NO. 231.

Mr. President: I move that the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 210.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 231.	Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 11:20 A. M. Mr. Norton moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Ashmore in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 340.	Indefinitely postponed.
LEGISLATIVE BILL NO. 485.	Report progress.

(Signed) HUGH B. ASHMORE, Chairman.

The report was adopted.

MOTION—To Adjourn

At 12:55 P. M. on motion of Mr. Worthing the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTY-FIRST DAY

Legislative Chamber,

Lincoln, Nebraska, April 12, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Seventieth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Pizer, Roy W. Johnson, requesting the Legislature to memorialize Congress to take such necessary steps as will insure the immediate passage of the Townsend Bill; Mr. Carpenter, Mr. Strong, Mr. Knickrehm, favoring an appropriation of $32,000 for the maintenance of Nebraska's seven State Parks; Mr. Murphy, favoring L. B. No. 500; Mr. Carlson, opposing L. B. No. 271; Mr. Reynolds, favoring L. B. No. 245, L. B. No. 246 and L. B. No. 310.

COMMUNICATIONS

A letter was read from Mrs. P. L. Cady acknowledging with appreciation the flowers sent her while in the hospital at Columbus; and a letter from the widow and daughters of Henry M. Springer acknowledging receipt of the resolution in memory of Mr. Springer; and a copy of a resolution adopted by the House of Representatives of South Carolina memorializing the Congress to remove the federal tax on gasoline and to leave this source of revenue to the states.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. No. 563. Monday, April 19, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL NO. 447. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 447:

Strike the word "secular" in line 19, Section 1, printed bill; also in the title.

LEGISLATIVE BILL NO. 451. Placed on General file with amendments.

(Amendments mimeographed in lieu of printing in Legislative Journal)

(Signed) CHARLES A. DAFOE, Chairman.

Labor and Public Welfare

LEGISLATIVE BILL NO. 90. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 90:

1. Amend the printed bill, page 2, Section 1, line 14 by striking therefrom the following:

"and work incident thereto,".

LEGISLATIVE BILL NO. 441. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 441:

1. Amend the printed bill, page 1, Section 1, line 5 and Section 2, line 2, page 1, by striking the word "fifteen" wherever the same

appears therein and by inserting in lieu thereof the word "eighteen".

(Signed) LESTER L. DUNN, Chairman.

Agriculture

LEGISLATIVE BILL NO. 264. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 264:

1. Amend the printed bill, pages 1, 2 and 3 by striking all of Sections 1, 2 and 3 thereon.

2. Amend the printed bill, page 3, Sectoin 4, line 1 by striking therefrom "Sec. 4." and by inserting in lieu thereof "Section 1".

3. Amend the printed bill, page 3, Section 4, lines 7, 9, 10, 13, 16 and 22, and line 24 on page 4, Section 4 of the printed bill, by striking the words "Secretary of Agriculture" and "secretary of agriculture" wherever the same appear therein and by inserting in lieu thereof the words **"Director of the Department of Agriculture and Inspection".**

4. Amend the printed bill, page 3, Section 4, line 14 by striking the preposition "to" therein and by inserting in lieu thereof the word **"shall".**

5. Amend the printed bill, page 3, Section 4, line 23 by striking **"$1.00"** therein and by inserting in lieu thereof **"$2.00".**

6. Amend the printed bill, page 4, Section 4, line 25 by striking **"act"** therein and by inserting in lieu thereof **"Act".**

7. Amend the printed bill, page 4, Section 4, line 27 by striking the word **"appropriated"** therein and by inserting in lieu thereof the word **"available"**; and in said line 27 after the word **"thereof"** insert:

"if and when specifically appropriated by the Legislature for that purpose during any biennium.".

8. Amend the printed bill, page 5, by striking all of said Sections 5 and 6 thereon and by inserting in lieu thereof the following:

"Sec. 2. That said original Section 81-1032, C. S. Supp., 1933, is hereby repealed.".

9. Amend the printed bill, page 1, title, by striking all of said title after the word "amend" in line 2 therein and by inserting in **lieu thereof** the following:

"Section 81-1032, C. S. Supp., 1933, relating to the egg and poultry industry; to regulate the purchase of eggs and poultry by persons holding permits to do so; to provide for the candling and grading of eggs by licensed candlers and graders; and to repeal said original section.".

(Signed) E. M. NEUBAUER, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 411. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 411:

I. Amend the printed bill, page 1, Section 1, line 4—page 2, Section 1, line 6 of the original bill—by inserting after the word "state" and before the word "must" therein the following:

", whether or not such person be the holder of a permit under Section 8, Legislative Bill No. 97, Fifty-second Session, Nebraska State Legislature,".

II. Amend the printed bill, page 2, Section 1, line 36—page 3, Section 1, line 48 of the original bill—by striking therefrom the words **"State Highway"** and by inserting in lieu thereof the words **"Gasoline Tax".**

III. Amend the printed bill, page 1, title, line 4—page 1, title, line 6 of the original bill—by striking therefrom the words "State Highway" and by inserting in lieu thereof the words "Gasoline Tax".

IV. Amend the printed bill, page 1, title, line 7—page 1, title, line 10 of the original bill—by striking the word "such" therein and by inserting in lieu thereof the word "any".

LEGISLATIVE BILL NO. 223. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 223:

I. Amend the printed bill, page 2, Section 3, line 2—page 3, Section 3, line 2 of the original bill—by inserting the punctuation "," after the figures "1929" therein.

II. Amend the printed bill, page 2—the original bill, page 3—

by inserting immediately after Section 3 thereon a new section to be numbered as follows:

"Sec. 4. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval according to law.".

III. Amend the printed bill, page 1, title, line 8—page 1, title, line 12 of the original bill—by striking therefrom the conjunction "and" and by inserting after the word "sections" therein the following:

"; and to declare an emergency".

IV. Strike the Committee of the Whole amendment to the bill.

V. Amend the printed bill, page 2, Section 1, line 17—page 2, Section 1, line 21 of the original bill—by inserting after the word **"lien"** therein and before the word **"apparent"** the following: **"or any other interest,"**; and in line 17, Section 1, page 2 of the printed bill—line 21, page 2, Section 1 of the original bill—insert after the word **"upon"** and before the word **"any"** therein the words **"or in"**.

VI. Amend the printed bill, page 2, Section 1, line 19—page 2, Section 1, line 23 of the original bill—by inserting after the word **"determined"** therein the following:

"or foreclosed and cut off. Permission is hereby given to any party to join the state as a party in any action or proceedings in such courts involving real estate in or upon which the state has, appears to have, or claims any interest or lien".

LEGISLATIVE BILL NO. 216. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 216:

I. Amend the printed bill, page 1, Section 1, line 2—page 1, Section 1, line 2 of the original bill—by inserting the word "cumulative" after the figures "1937" and before the word "supplement" therein; and in line 3 of said Section 1 of the printed bill—line 3, Section 1 of the original bill—strike the preposition "for" therein and insert in lieu thereof the punctuation ",".

II. Amend the printed bill, page 1, Section 2, lines 5 and 8, page 2, Section 4, line 5—page 1, Section 2, lines 5 and 8 and Section 4, page 2, line 6 of the original bill—by striking the word "Statutes" wherever the same appears and by inserting in lieu thereof the word "statutes" in each of said lines respectively.

III. Amend the printed bill, page 2, Section 4, line 4—page 2, Section 4, line 5 of the original bill—by striking therefrom the preposition "for" after the word "Nebraska" and by inserting in lieu thereof the punctuation ",".

IV. Amend the printed bill, page 3, Section 8, line 2—page 3, Section 8, line 2 of the original bill—by inserting the punctuation "," after the word "effect" and before the word "from" therein.

V. Amend the printed bill, page 1, title, line 4—page 1, title, line 5 of the original bill—by striking the preposition "for" therein and by inserting the punctuation "," after the word "Nebraska".

LEGISLATIVE BILL NO. 241. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 241:

I. Amend the printed bill, page 1, Section 1, line 2—page 1, Section 1, line 2 of the original bill—by striking therefrom the words "judgment upon the".

II. Amend the printed bill, page 1, Section 1, line 2—page 1, Section 1, line 3 of the original bill—by striking therefrom the word "entered" therein and by inserting in lieu thereof the word "returned".

III. Amend the printed bill, page 1, Section 1, lines 4 and 5—page 1, Section 1, lines 6 and 7 of the original bill—by striking the word "judgment" wherever the same appears in each of said lines and by inserting in lieu thereof in each case respectively the word "verdict".

IV. Amend the printed bill, page 1, Section 1, line 6—page 2, Section 1, line 8 of the original bill—by inserting the words "of remittitur" after the word "order" and before the word "shall" therein.

V. Amend the printed bill, page 1, title, line 3—page 1, title, line 5 of the original bill—by striking therefrom the words "or judgments".

LEGISLATIVE BILL NO. 210. Correctly engrossed.
LEGISLATIVE BILL NO. 231. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

April 9, 1937.

Mr. President: Your Committee on Enrollment and Review re-

spectfully reports that we have this day, at 2:20 P. M., presented to the governor for his approval:

LEGISLATIVE BILL NO. 435.
LEGISLATIVE BILL NO. 301.

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

April 9, 1937.

Honorable Walter H. Jurgensen,
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 290
Legislative Bill No. 97
Legislative Bill No. 435
Legislative Bill No. 301

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 565.

J. N. NORTON.

The motion prevailed with 32 ayes, 1 nay, 10 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 565. By Norton, John Adams, Jr.

A Bill for an Act relating to elections; to provide procedure for the expression of an advisory opinion to the Legislature by the electors of the state of Nebraska upon the ratification of proposed amendments to the Constitution of the United States; to provide that the result of said advisory vote shall not be binding upon or controlling in any action taken by the Legislature, or any member thereof either to ratiy or not to ratify said proposed amendments; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 565 read the second time.

J. N. NORTON.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 565. By Norton, John Adams, Jr.
Referred to Committee on Government.

MEMBERS EXCUSED

Mr. Frost, Mr. Brady and Mr. Thomas were excused for the remainder of the morning session.

BILLS ON THIRD READING

The following bills were read the third time and put upon pasasge:

LEGISLATIVE BILL NO. 300.

A Bill for an Act relating to funeral directors and undertakers; to provide for the regulation of funeral directing and undertaking; and to repeal Article 32, Chapter 71, C. S. Supp., 1933.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adams, E. A.
Adams, J., Jr.
Armstrong
Diers
Dunn
Frost
Knickrehm
McMahon
Miller
Schultz
Slepicka
Strong

Ashmore	Gantz	Murphy	Thomas
Brady	Hall	Peterson, C. H.	Tvrdik
Brandt	Haycock	Peterson, J. B.	Warner
Cady	Howard	Pizer	Worthing
Carpenter	Johnson, R. W.	Regan	
Dafoe	Johnson, W. R.	Reynolds	

Voting in the negative, 5:

Neubauer	Nuernberger	Von Seggern	Wells
Norton			

Not voting, 4:

Brodecky	Carlson	Carsten	Comstock

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 65.

A Bill for an Act relating to elections; to provide for the nomination and election of each member of the state railway commission, county sheriff, county treasurer, county clerk, county surveyor, register of deeds, county attorney, clerk of the district court, county commissioner, county supervisor, county assessor, town clerk, town treasurer, town justice of the peace, road overseer, district supervisor, precinct assessor and precinct justice of the peace by non-political ballot in a non-partisan manner and without any indication on the ballot that said candidates are affiliated with or endorsed by any political party or organization; to amend Section 32-1201, C. S. Supp., 1933; to amend Section 32-1202, Compiled Statutes of Nebraska, 1929; to amend Section 32-1203, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 76, Session Laws of Nebraska, 1935; to amend Section 32-514, Compiled Statutes of Nebraska, 1929; to amend Section 32-1133, C. S. Supp., 1933; to amend Section 32-1123, Compiled Statutes of Nebraska, 1929; and to amend Section 32-1106, Compiled Statutes of Nebraska, 1929, all relating to elections; to repeal said original sections; and to repeal all acts and parts of acts in conflict herewith.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 17:

Adams, E. A.
Adams, J., Jr.
Ashmore
Carpenter
Howard
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Peterson, J. B.
Pizer
Schultz
Strong
Von Seggern
Warner

Voting in the negative, 26:

Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
McMahon
Nuernberger
Peterson, C. H.
Regan
Reynolds
Slepicka
Thomas
Tvrdik
Wells
Worthing

Not voting, 0.

A constitutional majority having failed to vote in the affirmative, the bill failed of passage.

EXPLANATIONS OF VOTE

Mr. President: I heartily approve of the election of county officials on a non-political ballot, but I cannot approve of the election of the railway commission on a non-political ballot. Hence I vote "No."

(Signed) L. C. NUERNBERGER.

Mr. President: I do not like the provisions in this bill regarding the railway commission. Therefore I vote "No."

(Signed) DUNN.

Mr. President: I commend effectiveness of the political organizations in opposing this bill.

(Signed) R. M. HOWARD.

SELECT FILE

LEGISLATIVE BILL NO. 189.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventieth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—To Recommit to General File

Mr. President: I move that L. B. No. 189 be recommitted to General File for specific amendment.

SUBSTITUTE MOTION

Mr. President: I move that the rules be suspended and that L. B. No. 189 be replaced on General File.

JOHN ADAMS, Jr.

A call of the Legislature was ordered.

The call was raised.

The substitute motion prevailed with 30 ayes, no nays, 13 not voting.

LEGISLATIVE BILL NO. 71.

(See Enrollment and Review amendments as reported in the Legislative Journal for the Seventieth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 71.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move that L. B. No. 71 be amended as follows:

Specific Amendment to L. B. No. 71:

1. Amend the Enrollment and Review amendments, Amendment No. II, page 1, Section 1, line 9, by striking the punctuation "." after the word "law" therein and by inserting in lieu thereof the punctuation ":"; and on page 2 of said amendment restore the stricken matter commencing with the word "Provided" in line 40 therein down to and including the word and punctuation "Act." in line 45 therein.

The motion prevailed.

LEGISLATIVE BILL NO. 111.

(See Enrollment and Review amendments as reported in the Legislative Journal for the Seventieth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 111.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move that L. B. No. 111 be amended as follows:

Specific Amendment to L. B. No. 111:

1. Amend the Enrollment and Review Amendments, Amendment II, page 1, by restoring that part of the stricken matter therein commencing with the punctuation and word ", except" in line 10 down to and including the word and punctuation "Legislature," in line 14 and re-state the same as follows:

", except in case of real estate for state armory sites as expressly provided in Section 16-201, Compiled Statutes of Nebraska, 1929, as amended by Section 6, **Chapter 10, Session Laws of Nebraska, 1935, Special,".**

The motion prevailed.

LEGISLATIVE BILL NO. 334.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventieth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—To Recommit to General File

Mr. President: I move that L. B. No. 334 be recommitted to General File for the following specific amendments:

Specific Amendments to L. B. No. 334:

1. Amend the printed bill, page 2, Section 1, line 5 by inserting after the word "shall" therein the following:

"transfer and credit the first Seventy Thousand Dollars ($70,000.00) accruing to said fund to a fund to be known as the Nebraska National Guard Armory Fund; and one-fifth of said fund last mentioned shall be used and employed, and is hereby specifically appropriated, under the direction of the Adjutant General to defray the cost of constructing or purchasing one armory for the use of the Nebraska National Guard to be located on sites within the corporate limits of each of five Nebraska cities to be selected by the Adjutant General: Provided, the local governing body of each of said cities selected respectively shall first comply with all the terms and conditions of Chapter 10, Session Laws of Nebraska, 1935, Special, as a condition precedent to the construction of said armory therein. After transferring and crediting said Seventy Thousand Dollars ($70,000.00) to the Nebraska National Guard Armory Fund, as aforesaid, the state Treasurer shall".

2. Amend the printed bill, page 1, title, line 5 by inserting after the word and punctuation "state;" therein the following:

"to provide that the first Seventy Thousand Dollars ($70,000.00) accruing to the State Building Fund shall be used and employed to defray the cost of constructing or purchasing armories for the uses and purposes of the Nebraska National Guard on sites within the corporate limits of five Nebraska cities to be selected by the Adjutant General;".

The motion was lost.

LEGISLATIVE BILL NO. 316.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventieth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

HELD FOR OPINION

LEGISLATIVE BILL NO. 71.	Retains place on file, awaiting report of Legislative Counsel.
LEGISLATIVE BILL NO. 111.	Retains place on file, awaiting report of Legislative Counsel.

Referred for Engrossment

LEGISLATIVE BILL NO. 334.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 316.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—For Special Order of Business

Mr. President: I move that L. B. No. 364 be made a special order of business for Tuesday April 20, 1937 at 10:30 A. M.

(Signed) W. F. HAYCOCK.

The motion prevailed.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 560 be placed at the head of General File.

(Signed) FRANK S. WELLS.

The motion prevailed.

MOTION—To Reconsider

Mr. President: I move that we reconsider our action in accepting the Standing Committee report to indefinitely postpone L. B.

No. 288, and that the said bill be re-referred to the Standing Committee for further consideration.

(Signed) W. F. HAYCOCK.

The motion was lost with 15 ayes, 16 nays, 12 not voting.

COMMITTEE OF THE WHOLE

At 10:55 A. M. Mr. Diers moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Pizer in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 189. Referred to Committee on Enrollment and Review with the recommendation that it be engrossed.

Committee of the Whole amendment to L. B. No. 189:

I. Amend the bill by striking the Committee of the Whole Amendment thereto appearing on page 1025 of the Legislative Journal.

LEGISLATIVE BILL NO. 560. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixty-ninth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 485. Laid over. Retains place on file..

LEGISLATIVE BILL NO. 312. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 312:

In Sec. 1, line 11 of printed bill, strike the words "skunk, civet cat, weasel".

In Sec. 5, line 29, after the word "pheasant" insert the word "antelope".

(Signed) HARRY L. PIZER, Chairman.

The report was adopted.

APPOINTMENT OF COMMISSION

The President announced that he had appointed Mr. Von Seggern, Mr. Pizer and Mr. Miller a commission to serve without compensation for the purpose of studying the advisability of exhibiting Nebraska products at the World's Fair in New York in 1939.

MOTION—To Include San Francisco Fair

Mr. President: I move that said Commission be authorized to include the San Francisco Fair for the same purpose.

(Signed) E. M. VON SEGGERN.

The motion prevailed.

MOTION—To Recess

At 12:05 P. M. on motion of Mr. Norton the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except Diers, Knickrehm and Slepicka, and except Thomas, who was excused.

COMMITTEE OF THE WHOLE

At 1:35 P. M. Mr. Brandt moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Pizer in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 147. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as reported in the Legislative Journal for the Sixty-sixth Day. These amendments were adopted in Committee of the Whole.)

Committee of the Whole amendments to L. B. No. 147:

Amend the printed bill as follows:

AMENDMENT NO. I

Sec. 1. Page 1.

Strike sub-section (g) and substitute therefor:

"(g). DIRECTOR. The Director of Motor Vehicles of the State of Nebraska shall be the State Engineer."

AMENDMENT NO. II

Sec. 2. Page 2.

Strike all of Sec. 2 and substitute therefor the following—

"There is hereby established the Division of Highway Safety and Patrol to be known as the Nebraska Safety Patrol. The Chief Officer of the Nebraska Safety Patrol shall be the State Sheriff."

AMENDMENT NO. III

Sec. 3. Page 2.

Strike all of Sec. 3 and substitute therefor the following—

"The State Sheriff shall appoint such subordinate officers, captains, seargents, patrolmen and other employes as may be necessary to carry out the provisions of this Act. The salaries of all such appointees shall be fixed by the Sheriff pursuant to law in amounts similar to those of other State officers and employes performing similar services. All such appointees shall give bond in the penal sum of $2000.00 for the faithful performance of their duties, said bonds to be approved and filed in the same manner as other State officers. Premiums on all of such bonds shall be paid from the administrative fund appropriated to the division of Highway Safety and Patrol."

AMENDMENT NO. IV

Sec. 4. Page 2.

Strike Sec. 4 and substitute therefor the following—

"The Nebraska Safety Patrol, its officers, patrolmen and other employees shall be used for the enforcement of the traffic and motor vehicle laws of the state of Nebraska and the handling of traffic within the state."

AMENDMENT NO. V

Sec. 6. Page 2.

Strike Sec. 6 and reinsert it at the end of Sec. 24 on page 14.

AMENDMENT NO. VI

Sec. 7. Page 2.

a. Change the word "Director" in line one to "State Sheriff."

b. Strike the words "and to require that defects which affect the safety of such vehicle be repaired within a reasonable time" (Line 20 Page 3) and substitute therefor the following—

"To require the drivers of motor vehicles to present their vehicles at the nearest Official Inspection Station for inspection without charge upon reasonable belief that such motor vehicle is being operated in violation of the statutes of Nebraska for the rules and regulations of the Director of Motor Vehicles pertaining to equipment or loads."

AMENDMENT NO. VII

Sec. 9. Page 3.

Strike Sec. 9 and substitute therefor the following—

"The division of Highway Safety and patrol shall properly patrol the highways of this State and cooperate with the Director of Motor Vehicles and Sheriffs and police in enforcing the laws regulating the registration, inspection, operation and use of vehicles upon the highway."

AMENDMENT NO. VIII

Sec. 12. Page 4.

Insert after the word "County Treasurer" in line 11 the words "and local examiners."

AMENDMENT NO. IX

Sec. 13. Page 4.

Sec. 14. Page 5.

Sec. 15. Page 6.

Strike Secs. 13, 14 and 15 and substitute therefor the following—

Sec. 13. "That Section 60-402, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

60-402. In and for each county in the state of Nebraska the Director of Motor Vehicles shall appoint as his agents one or more examining officers who shall examine all applicants for license to operate motor vehicles as provided in Section 16 (15) of this act. Provided, the same examining officer may be assigned to one or more counties by the director. The examining officer shall actually conduct the examination of said applicants, shall deliver to each successful applicant a certificate: Provided, that all persons who shall have possessed a motor vehicle operator's license prior to the effective date of this Act and who shall present the same to the examining officer or officers of his county, shall be delivered a successful applicant's certificate, unless the examiner shall refuse to issue said certificate for cause to be stated in writing by examiner and delivered to the former holder of said operator's license. Said successful applicant shall present his certificate to the county treasurer of his county, who shall forthwith issue the license to operate a motor vehicle and collect the fee therefor. The Director of Motor Vehicles shall furnish to the examining officer or officers in each and every county in this state a sufficient supply of the blank applications provided for in Section 60-401, Compiled Statutes of Nebraska, 1929, as amended by Section 19 (18) of this Act and with a sufficient supply of blank certificates for successful applicants as provided for in this section, to cover all probable requirement of applicants in each of said counties. The examining officer or examining officers shall furnish to each and every resident of his county, or counties as the case may be, without charge, a copy or copies of the said blank application for license to operate a motor vehicle, on request of the said resident by mail or in person, so to do.

Sec. 14. That Section 60-403, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

60-403. All applications for license to operate a motor vehicle made by persons resident in the county shall be presented to the examining officer of the county by the applicant in person. The examining officer shall promptly transmit each and every application where applicant for license after the effective date of this Act is not successful in passing the examination and receiving a certificate, or where a succssful applicant's certificate, for cause, has been refused to any person who shall have possessed a motor vehicle operator's license prior to the effective date of this Act, to the Director of Motor Vehicles with his recommendations: Provided, upon review of said recommendations of the examining officer, the director, in his discretion may order the examining officer to issue said certificate for license if it appears that the recommendation of said examining officer is clearly wrong.

Sec. 15. That Section 60-404, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

60-404. The Director of Motor Vehicles shall provide each county treasurer with a sufficient number of official motor vehicle operator's license blanks to supply the needs of his county, and immediately on the presentation to said county treasurer of the certificate for license issued by the examining officer of his county to the applicant for such license, the said county treasurer shall forthwith issue such license to the applicant and the same shall have due force and effect until officially revoked or cancelled by the Director of Motor Vehicles, as provided in Section 10 of this Act or suspended or revoked by a Court of competent jurisdiction as set forth in Section 60-412, Compiled Statutes of Nebraska, 1929.

AMENDMENT NO. X

Sec. 16. Page 6.

Change the word "Treasurer" in line 7 to "Examining officer" and the words "County Treasurer" in line 15 to the words "Examining Officer."

AMENDMENT NO. XI

Sec. 17. Page 7.

Strike Lines 3 to 22 inclusive and substitute therefor the following—

"60-406. The County Treasurer is hereby authorized to employ such additional clerical help as may be necessary to assist him in the performance of the ministerial duties required of him under this Act and for such additional expense shall be reimbursed as in this Section hereinafter set out.

The County Treasurer shall collect a fee of seventy-five cents from each applicant holding an operator's license at the effective date of this Act and $1.00 from each applicant not holding an operator's license at the effective date of this Act and shall collect a fee of seventy-five cents from each successul applicant for each renewal license issued hereunder; and each of said fees so collected shall be allocated and credited to the several funds as provided in Section 60-407, C. S. Supp. 1933, as amended by Section 17 of this Act.

AMENDMENT NO. XII

Sec. 17. Page 7.

Line 5 on page 8. Strike the words "The officers of the County" and substitute therefor the following—

"The Director may appoint as examiners, sheriffs, Chiefs of Police and other officials and private citizens whom he deems qualified, and such examiners"

AMENDMENT NO. XIII

Sec. 18. Page 9.

Line 10, substitute the words "seventy-five cents" for the words "fifty cents".

Line 12, after the semi-colon insert the following—

"and $1.00 from each applicant not holding an operator's license at the effective date of this Act"

Line 14, substitute the words "seventy-five cents" for the words "fifty cents".

AMENDMENT NO. XIV

Insert as Sec. 21, the following—

"The Director of Motor Vehicles, pursuant to law, shall publish a synopsis or summary of the statutory driving rules of this State, together with such cautionary and advisory comments as may to him seem fit and shall deliver a copy thereof without charge with each operator's license granted hereunder."

AMENDMENT NO. XV

Include in the Bill the following—

Sec. 31. The Director shall adopt a manual of rules and regulations governing the operation of Official Inspection Stations for the inspection of brakes, lighting equipment, steering mechanism, horns, mirrors, windshield wipers and other equipment of motor vehicles, trailers and semi-trailers.

Any public garage having complied with the manual of rules and regulations adopted by the Director as herein mentioned shall be recognized as an Official Inspection Station and issued a Certificate of Recognition, provided that when a municipal inspection station has been or may hereafter be established by any municipality in this state such municipal inspection station shall be the Official Inspection Station for such municipality and the inhabitants thereof, and no other Official Inspection Station shall be established in such municipality.

All cities and villages in the State of Nebraska shall have the power to acquire, establish, erect, equip, operate and maintain motor vehicle inspection stations therein and to pay for the same out of the proceeds charged for testing motor vehicles, trailers and semi-trailers, and may charge an inspection fee in excess of the fee hereinafter fixed, but not to exceed fifty cents for any one inspection.

Sec. 32. The standards for the inspection of motor vehicles, trailers and semi-trailers shall be those fixed by the statutes of the State of Nebraska pertaining to brakes, lights and other equipment, and in addition such other and further standards as may be fixed by the Director, but no such standard established by the Director shall conflict with statutory requirements and standards.

Sec. 33. If any owner or operator of a public garage desires to have such garage recognized as an Official Inspection Station he shall make application to the Director, whereupon the Director or his authorized representative shall inspect said garage and if said garage, its building space, equipment, personnel and experience are in accordance with the manual of rules and regulations adopted by said Director said application shall be granted and a Certificate of Recognition issued.

Sec. 34. It shall be the duty of the operator of such Official Inspection Station to maintain all specified equipment, instruments and devices in good working condition; to maintain the required personnel; to operate such station in a manner which is to the best interest of the public; not to issue certificates of inspection without making a complete inspection as required by the rules established by the Director; not to issue a Certificate of Inspection to the owner of any motor vehicle, trailer or semi-trailer which is not equipped with brakes, lights and other equipment in proper condition and adjustment as required by law and the rules and regulations established by the Director; and not to refuse to issue such certificate to any owner of such vehicle or vehicles as fully meets the requirements of the statutes of the State of Nebraska and the rules and regulations of the Director.

Sec. 35. From time to time an authorized representative of the Director shall visit each Official Inspection Station and carefully examine the equipment, personnel, methods of making inspections, the treatment afforded the public and the station records. If the official Inspection Station is deficient in any of the foregoing features the Inspector shall immediately notify the operator in writing of such deficiency and forward a copy thereof to the Director. If within a period of ten days from the date of such notice the operator shall not have corrected such deficiencies it shall be deemed sufficient cause for cancellation of the Certificate of Recognition.

Sec. 36. Inspection and reporting forms and certificates of inspection stickers shall be funrished by the Director to each Official Inspection Station.

Sec. 37. Official Inspection Stations shall charge a fee of thirty cents for each complete official inspection, of which twenty-five cents may be retained by the Official Inspection Station and five cents shall be remitted to the State Treasurer and shall be credited to the "Motor Vehicle Inspection Fund." The Director is hereby authorized to draw upon the said fund for the administration and enforcement of Sections 31 to 40 of this Act and for no other purpose; provided the legislature shall make specific appropriation for such purpose during the next and ensuing bienniums.

If a vehicle shall require corrective work, such work may be done in the station making the Official Inspection, or, if the owner wishes, he may have the corrective work done elsewhere. No additional charge shall be made for a second inspection of vehicles requiring corrective work, provided the inspection is performed by the Official Inspection Station making the first or original inspection.

Sec. 38. Violation of any of the rules and regulations set forth in the manual adopted by the Director shall be sufficient cause for the revocation of the Certificate of Recognition of the offending Official Inspection Station.

Sec. 39. Every resident owner of a motor vehicle, trailer or semitrailer in the State of Nebraska shall cause his vehicle or vehicles to be inspected at an Official Inspection Station at least twice in each year, once within the months of March, April and May and once within the months of September, October and November but the Official Inspections under this Act, except in cities where municipal testing stations have heretofore been established, shall not be compulsory until the first inspection period in the year 1938.

Sec. 40. It shall be unlawful for any person to drive or move or for the owner to cause or knowingly permit to be driven or moved on any highway in this State any motor vehicle, trailer or semitrailer without a certificate of inspection as provided for in Sections 31 to 39 of this Act and any person who shall violate any provision of this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than five nor more than one hundred dollars.

Amend the Standing Committee amendments by striking the words "less than five nor more than one hundred dollars" appearing in the last line of Section 40 of the amendment and by inserting in lieu thereof the words "more than ten dollars."

Amend the Standing Committee Amendments, mimeographed, page 1, Section 1 by striking that part of said section commencing with the word "Every" in line 4 therein down to and including the word and punctuation "rails." in line 6 therein and by inserting in lieu thereof the following:

"All vehicles propelled by any power other than muscular power, excepting however, traction engines, road rollers, auto glides.—which shall be construed to mean any two-wheeled vehicle propelled by an engine of less than two horse power rated capacity,—and any vehicles which run only on rails or tracks."

(Signed) HARRY L. PIZER, Chairman.

The report was adopted.

MOTION—To Adjourn

At 3:15 P. M. on motion of Mr. Regan the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTY-SECOND DAY

Legislative Chamber,

Lincoln, Nebraska, April 13, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Armstrong, and except Pizer who was excused.

The Journal for the Seventy-first Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Pizer, Mr. Strong, favoring L. B. No. 271; Mr. Dunn favoring an appropriation of $32,000 for Nebraska's seven State Parks.

COMMUNICATIONS

A letter was read from local order of International Alliance Theatrical State Employees favoring L. B. No. 441 and L. B. No. 174.

Copies of acts passed by the states of Arkansas and Montana establishing an unpaid Commission on Intergovernmental Cooperation were also read.

NOTICE OF COMMITTEE HEARINGS

Judiciary

L. B. No. 350, Monday, April 19, 1937, 3:00 P. M.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 249.	Indefinitely postponed.
LEGISLATIVE BILL NO. 543.	Placed on General File.
LEGISLATIVE BILL NO. 562.	Placed on General File with amendments.

Standing Committee amendments to L. B. No. 562:

1. Amend the printed bill, page 1, Section 1, line 8 by striking therefrom the words "of the department of health" and by inserting in lieu thereof "under the Governor".

2. Amend the printed bill, page 2, Section 1, line 10 by striking the first conjunction "and" and by inserting in lieu thereof the following:

", stock brand fund of the Secretary of State,".

3. Amend the printed bill, page 2, Section 1, line 11 by inserting after the word "examiners" the following:

"and any other state board, bureau, division, fund or commission not mentioned above, now existing or hereafter created, if and when ten per cent of all of their said fees remitted into the state treasury be appropriated or reappropriated to the general fund of the state by the Legislature for the uses and purposes of said general fund during any biennium".

4. Amend the printed bill, page 1, title, lines 6 and 7 by striking therefrom the words "of the department of health" therein and by inserting in lieu thereof "under the Governor".

5. Amend the printed bill, page 1, title, line 8 by striking the conjunction "and" therein after the word "Commission" and before the article "the" and by inserting in lieu thereof the following:

", state brand fund of the Secretary of State,".

6. Amend the printed bill, page 1, title, line 9 by inserting after the word "examiners" therein the following:

"and by any other state board, bureau, division, fund or commission, not mentioned above, now existing or hereafter created, if and when specifically appropriated or reappropriated by the Legislature during any biennium".

(Signed) FRANK J. BRADY, Chairman.

Education

LEGISLATIVE BILL NO. 218.	Indefinitely postponed.
LEGISLATIVE BILL NO. 397.	Indefinitely postponed.
LEGISLATIVE BILL NO. 400.	Indefinitely postponed.
LEGISLATIVE BILL NO. 448.	Indefinitely postponed.
LEGISLATIVE BILL NO. 467.	Indefinitely postponed.
LEGISLATIVE BILL NO. 477.	Indefinitely postponed.

(Signed) EDWIN SCHULTZ, Chairman.

Government

LEGISLATIVE BILL NO. 224.	Placed on General File.
LEGISLATIVE BILL NO. 256.	Placed on General File.
LEGISLATIVE BILL NO. 258.	Placed on General File.
LEGISLATIVE BILL NO. 391.	Placed on General File.

(Signed) P. L. CADY, Chairman.

Judiciary

LEGISLATIVE BILL NO. 74.	Indefinitely postponed.
LEGISLATIVE BILL NO. 233.	Indefinitely postponed.
LEGISLATIVE BILL NO. 251.	Indefinitely postponed.
LEGISLATIVE BILL NO. 252.	Indefinitely postponed.
LEGISLATIVE BILL NO. 304.	Indefinitely postponed.
LEGISLATIVE BILL NO. 307.	Indefinitely postponed.
LEGISLATIVE BILL NO. 349.	Indefinitely postponed
LEGISLATIVE BILL NO. 371.	Indefinitely postponed.
LEGISLATIVE BILL NO. 396.	Indefinitely postponed.
LEGISLATIVE BILL NO. 418.	Indefinitely postponed.
LEGISLATIVE BILL NO. 419.	Indefinitely postponed.
LEGISLATIVE BILL NO. 434.	Indefinitely postponed.
LEGISLATIVE BILL NO. 420.	Indefinitely postponed.
LEGISLATIVE BILL NO. 472.	Indefinitely postponed.
LEGISLATIVE BILL NO. 484.	Indefinitely postponed.
LEGISLATIVE BILL NO. 501.	Indefinitely postponed.
LEGISLATIVE BILL NO. 542.	Indefinitely postponed.

(Signed) CHARLES A. DAFOE, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 412. Placed on Select File.
LEGISLATIVE BILL NO. 334. Correctly engrossed.
LEGISLATIVE BILL NO. 316. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 172. (With emergency clause)

A Bill for an Act to amend Section 16-702, Compiled Statutes of Nebraska, 1929; and to amend Section 17-567, C. S. Supp., 1933, relating to cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants; to cities of the second class having a population of more than one thousand and less than five thousand inhabitants, and to villages; to provide that an additional levy not exceeding one mill on the dollar of all the property in said cities and villages subject to taxation may be made in any one year for public comfort station and rest room purposes; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 26:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brodecky
Comstock
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
McMahon
Miller
Murphy
Norton
Peterson, J. B.
Regan
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Worthing

Voting in the negative, 12:

Brady
Brandt
Carlson
Carpenter
Dafoe
Knickrehm
Neubauer
Nuernberger
Peterson, C. H.
Schultz
Warner
Wells

Not voting, 5:

Armstrong
Cady
Carsten
Johnson, W. R.
Pizer

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 172 With Emergency Clause Stricken

Voting in the affirmative, 26:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brodecky
Comstock
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
McMahon
Miller
Murphy
Norton
Peterson, J. B.
Regan
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Worthing

Voting in the negative, 9:

Brady
Brandt
Carlson
Carpenter
Dafoe
Knickrehm
Nuernberger
Peterson, C. H.
Schultz

Not voting, 8:

Armstrong
Cady
Carsten
Johnson, W. R.
Neubauer
Pizer
Warner
Wells

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL NO. 67. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 310. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 531. (With emergency clause)

A Bill for an Act to create a State Planning Board; to provide for a study, plan and report of a ten-year repair and building program for the institutions of the State of Nebraska; to provide for a study and report upon the resources of Nebraska; to provide for the appointment of certain members of said board by the Governor; to define the terms of such appointments; to provide for the filling of vacancies therein; to make the State Engineer and Tax Commissioner ex officio members of said board; to define the organization powers, duties, purposes, remuneration, place of office, business, rules, reports, expenditures and other activities of said board; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Armstrong
Comstock
Johnson, W. R.
Pizer

A Constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Reconsider Action

Mr. President: I move that we reconsider our action on L. B. No. 310 and consider it now.

CHARLES A. DAFOE.

The motion prevailed unanimously.

MOTION—That L. B. No. 310 be Laid Over

Mr. President: I move that L. B. No. 310 be laid over.

EDWIN SCHULTZ.

SUBSTITUTE MOTION—To Recommit

Mr. President: I move that L. B. No. 310 be recommitted to

General File for the following specific amendment:

Specific amendment to L. B. No. 310:

Amend the original printed bill, page 3, Section 5, line 9 by inserting after the syllable and punctuation "priated." therein the following:

"The auditor of public accounts, state tax commissioner and governor shall select said accountants from a list of applicants who shall have applied for such employment in writing within thirty days after the effective date of this Act, who shall have accompanied their said application with a fee of three dollars and who shall have passed a satisfactory examination on the subject of county auditing to be supervised by an examining committee composed of one member of the faculty of the College of Business Administration of the University of Nebraska, one certified public accountant outside said University and one appointed by the governor. Said examining committee shall be chosen as follows: The one member of the faculty of the College of Business Administration shall be chosen by the Dean of said College and the certified public accountant shall be chosen by the State Auditor of Public Accounts and the third by the state tax commissioner. Said examination shall be given forty-five days after the effective date of this Act, and, within ten days thereafter, said examining committee shall certify to said auditor the names of those applicants satisfactorily passing said examination together with their respective standings; and said committee shall choose said accountants from the names of said applicants so certified on said list. The fees paid by applicants, as hereinbefore required, shall, by said auditor, be paid over to said examining committee share and share alike to compensate them for conducting said examination and reporting the result thereof. Any successors to the said accountants originally selected shall be likewise chosen from a list of applicants certified to the auditor from said examining committee."

(Signed) A. L. MILLER.

The substitute motion was lost and the original motion prevailed.

SELECT FILE

LEGISLATIVE BILL NO. 71. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 111. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 411.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-first Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

CARL H. PETERSON.

The motion prevailed.

LEGISLATIVE BILL NO. 223.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-first Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

CARL H. PETERSON.

The motion prevailed.

LEGISLATIVE BILL NO. 216.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-first Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

CARL H. PETERSON.

The motion prevailed.

LEGISLATIVE BILL NO. 241.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-first Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

CARL H. PETERSON.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 411.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 223.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 216.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 241.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Suspend Rule

Mr. President: I move that Section 4 of Rule VII be suspended as it relates to L. B. No. 565, so that the five days notice of hearing be not required.

(Signed) P. L. CADY.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 29 ayes, 8 nays, 6 not voting.

MOTION—To Send Flowers

Mr. President: I move that the Clerk send flowers to the Mother of Amos Thomas, who is now ill at Bryan Memorial Hospital.

(Signed) CHARLES A. DAFOE.
W. E. WORTHING.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 10:20 A. M. Mr. Diers moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Strong in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 182.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 485.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 365.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 245.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fiftieth Day. These amendments were adopted in the Committee of the Whole.)

Committee of the Whole amendment to L. B. No. 245:

Amend the printed bill, line 4 of Sec. 11, by inserting after the word "of", the following: "unexpected court costs or".

LEGISLATIVE BILL NO. 246.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fiftieth Day. These amendments were adopted in the Committee of the Whole.)

LEGISLATIVE BILL NO. 232.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Forty-ninth Day. These amendments, except No. 3, were adopted in the Committee of the Whole.)

(Signed) ALLEN A. STRONG, Chairman.

The report was adopted.

MOTION—To Recess

At 12:05 on motion of Mr. Diers the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Thomas, and except Mr. Pizer who was excused. Mr. Reynolds was excused for Wednesday, April 14.

COMMITTEE OF THE WHOLE

At 1:35 P. M. Mr. Carsten moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Strong in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 250.	Report progress.
LEGISLATIVE BILL NO. 90.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Seventy-first Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 495.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-first Day. These amendments were adopted in the Committee of the Whole)

LEGISLATIVE BILL NO. 209.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 201.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 319.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 367.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 369.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 414.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 243.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 438.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 28.	Report progress.
(Signed)	ALLEN A. STRONG, Chairman.

The report was adopted.

MOTION—To Adjourn

At 3:55 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTY-THIRD DAY

Legislative Chamber,

Lincoln, Nebraska, April 14, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Reynolds who was excused.

The Journal for the Seventy-second Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Schultz, Mr. Dafoe, Mr. Brandt, Mr. Dunn, favoring L. B. No. 271; Mr. Miller favoring L. B. No. 138.

NOTICE OF COMMITTEE HEARINGS

L. B. No. 565, Monday, April 19, 1937, 4:00 P. M.

STANDING COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL NO. 499. Placed on General File with amendments.

(Amendments mimeographed in lieu of printing in Journal)

(Signed) E. M. NEUBAUER, Chairman.

Government

LEGISLATIVE BILL NO. 298. Placed on General File.

LEGISLATIVE BILL NO. 527. Indefinitely postponed.

(Signed) P. L. CADY, Chairman.

Judiciary

LEGISLATIVE BILL NO. 236. Indefinitely postponed.

(Signed) CHARLES A. DAFOE, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 222. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 222:

(Note: Capital letters indicate stricken matter, **blackface type** indicates new matter.)

1. Insert the following immediately after the enacting clause.

"Section 1. That Section 16, Chapter 3, Session Laws of Nebraska, 1935, be amended to read as follows:

Sec. 16. There is hereby imposed a tax of four **and one-half** cents per gallon upon fuels purchased for and used in aircraft within the State of Nebraska, the same to be levied, collected and remitted in the manner provided in Article 4, Chapter 66, of the Compiled Statutes of Nebraska, 1929, and Article 4, Chapter 66, C. S. Supp., 1933, and subsequent amendments and additions thereto, in reference to other motor fuels, save and except that the STATE Treasurer shall place **four cents from such tax upon each gallon of such aircraft fuels** THE AIRCRAFT TAX so collected and remitted to him in a special fund to be known as the Aviation Fund, **and, until June 30, 1939, one-half cent from such tax upon each gallon of such aircraft fuels in the State Assistance Fund.** SUCH FUND **The Aviation Fund,** upon filing of proper vouchers, shall be disbursed as other state moneys IN THE STATE TREASURY by the Nebraska Aeronautics Commission, for the purpose set forth in THIS ACT **Chapter 3, Session Laws of Nebraska, 1935.** The dealers defined in said Articles 4, Chapters 66, and subsequent amendments and additions thereto, shall collect said four **and one-half** cents tax and keep an account thereof separately from other fuel tax and remit the same accordingly to the State Treasurer. No other or different tax shall be imposed for fuel bought for and used in aircraft excepting the said four **and one-half** cents per gallon tax as herein set forth, and the uses thereof shall be for the purposes set forth in this Act. The penalty for the violation of the terms hereof in reference to the collection and remittance of the tax shall be the same as set forth for the violation of the law in reference to the motor fuel tax contained in said Article 4, Chapter 66, Compiled Statutes of Nebraska, 1929, Article 4, Chapter 66, C. S. Supp., 1933, and subsequent amendments and additions thereto, and the right of enforcement and the penalties shall be likewise applicable as set forth therein. Provided, that DURING THE EMERGENCY PERIOD, AS SET FORTH IN HOUSE ROLL NO. 675, FIFTIETH SESSION, NEBRASKA STATE LEGISLATURE, THE ADDITIONAL TAX OF ONE CENT PER GALLON UPON THE SALE, DISTRIBUTION, IMPORTATION, MANUFACTURE AND USE OF MOTOR VEHICLE FUELS, AS IMPOSED BY SENATE FILE NO. 363, FIFTIETH SESSION NEBRASKA STATE LEGISLATURE, SHALL BE PAID BY IMPORTERS OF AIRCRAFT FUEL, AS DEFINED IN SECTION 15, OF THIS ACT, AND SHALL BE COLLECTED BY THE DEPARTMENT OF AGRICULTURE AND INSPECTION THROUGHOUT SAID EMERGENCY PERIOD IN THE SAME MANNER AS SAID ADDITIONAL ONE CENT TAX IS COLLECTED ON MOTOR VEHICLE FUELS. **the amount of the tax hereby imposed shall be reduced to four cents per gallon after June 30, 1939.**"

"Sec. 2. There is hereby imposed a tax of four and one-half cents per gallon upon fuels purchased for and used in aircraft within the State of Nebraska, the same to be levied, collected and remitted in the manner provided in Article 4, Chapter 66, of the Compiled Statutes of Nebraska, 1929, and Article 4, Chapter 66, C. S. Supp., 1933, and subsequent amendments and additions thereto, in reference to other motor fuels, save and except that the Treasurer shall place four cents from such tax upon each gallon of such aircraft fuels so collected and remitted to him in a special fund to be known as the Aviation Fund, and, until June 30, 1939, one-half cent from such tax upon each gallon of such aircraft fuels in the State Assistance Fund. The Aviation Fund, upon filing of proper vouchers, shall be disbursed as other state moneys by the Nebraska Aeronautics Commission, for the purposes set forth in Chapter 3, Session Laws of Nebraska, 1935. The dealers defined in said Articles 4, Chapters 66, and subsequent amendments and additions thereto, shall collect said four and one-half cents tax and keep an account thereof separately from other fuel tax and remit the same accordingly to the State

Treasurer. No other or different tax shall be imposed for fuel bought for and used in aircraft excepting the said four and one-half cents per gallon tax as herein set forth, and the uses thereof shall be for the purposes set forth in this Act. The penalty for the violation of the terms hereof in reference to the collection and remittance of the tax shall be the same as set forth for the violation of the law in reference to the motor fuel tax contained in said Article 4, Chapter 66, Compiled Statutes of Nebraska, 1929, Article 4, Chapter 66, C. S. Supp., 1933, and subsequent amendments and additions thereto, and the right of enforcement and the penalties shall be likewise applicable as set forth therein. Provided, that the amount of the tax hereby imposed shall be reduced to four cents per gallon after June 30, 1939. In no event shall the total amount of the tax imposed by this Act exceed the sum of four and one-half cents per gallon until June 30, 1939, and thereafter the sum of four cents per gallon."

2. Renumber "Section 1." as "Sec. 3.".

3. Section 1, line 50, page 3, printed bill, line ...., page 4, original bill, add new sentence at end of section as follows: **"Provided, that the provisions of this section shall not apply to or affect any part of such tax which is imposed for and to be placed in the State Assistance Fund."**

4. Section 2, renumber Sections 2 and 3 as 4 and 5, respectively. Line 1 of Section 2, strike "Section" and insert "Sections 16 and" in lieu thereof. Line 2, strike "is" and insert "are" in lieu thereof.

5. Amend the title to the printed and original bill as follows: Line 2, strike all after "ACT" down to and including the first word, "fuel", and insert in lieu thereof "relating to revenue; relating to taxes upon aircraft fuels, and the distribution and use thereof; to amend Sections 16 and 17, Chapter 3, Session Laws of Nebraska, 1935". Line 8, printed bill, line 12, original bill, insert before "to" the words, "to provide that until June 30, 1939, a portion of such taxes shall be placed in the State Assistance Fund;". Line 8, printed bill, line 13, original bill, strike "section" and insert "sections" in lieu thereof.

6. Strike all Committee of the Whole Amendments dated 4-1-37.

LEGISLATIVE BILL NO. 399. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 399:

I. Amend the printed bill, page 1, Section 1, line 3—page 1, Section 1, line 2 of the original bill—by striking the words "Board" and "Directors" therein and by inserting the same words in lieu thereof in lower case; and insert the punctuation "," after the word "directors" therein.

II. Amend the printed bill, page 1, Section 1, line 8—page 1, Section 1, line 7 of the original bill—by striking the word "Department" therein and by inserting the same word in lieu thereof in lower case.

III. Amend the printed bill, page 1, Section 1, line 9—page 1, Section 1, line 8 of the original bill—by striking therefrom ", notice to" therein and by inserting in lieu thereof the following:

"; and notice of said meeting shall".

IV. Amend the printed bill, page 2, Section 1, line 13—page 1, Section 1, line 11 of the original bill—by striking the punctuation ";" therein and by inserting the punctuation "," in lieu thereof; and further by striking the punctuation "," after the word "thereof" in said line.

V. Amend the printed bill, page 2, Section 1, lines 15 and 16 —page 1, Section 1, line 13 of the original bill—by inserting the punctuation "," after the word "If" and also after the word "association" therein.

VI. Amend the printed bill, page 2, Section 1, line 22—page 2, Section 1, line 18 of the original bill—by striking therefrom ", and the same" therein and by inserting in lieu thereof the following:

"; and said plan".

VII. Amend the printed bill, page 2, Section 2, line 3—page 2, Section 2, line 3 of the original bill—by striking the word "Court" therein and by inserting the same word in lieu thereof in lower case.

VIII. Amend the printed bill, page 1, title, line 2—title, line 2 of the original bill—by inserting after the word "ACT" therein the following:

"relating to banks and banking;";

and in line 3 of said title of the printed bill—line 2 of said title in the original bill—strike the punctuation "," after the words "savings" and before the word "building" therein and insert in lieu thereof the following:

"and loan associations or";

and in line 5 of said title of the printed bill,—line 5 of said title in the original bill—strike "the" before the word "association" therein and insert in lieu thereof the word "said".

IX. Amend the printed bill, page 1, title, line 4—page 1, title, line 3 of the original bill—by striking the punctuation ";" after the word "consolidation" therein and by inserting in lieu thereof the conjunction "and".

X. Amend the printed bill, page 1, title, lines 6 and 7—page 1, title, line 6 of the original bill—by striking the punctuation ";" wherever the same appears therein and by inserting in lieu thereof the punctuation "," in each case respectively; and in line 8 of said title of the printed bill—line 7 of the title of the original bill—strike the punctuation "," therein and insert the word "for" after the word "and" and before the word "authorization" therein; and in line 11 of said title of the printed bill—line 10 of the title of the original bill—insert the punctuation ";" before the conjunction "and" therein.

XI. Strike the Committee of the Whole Amendment to the bill and insert after the word "approval" on page 1, Section 1, line 7 of the printed bill—page 1, Section 1, line 6 of the original bill—the following:

": Provided, such statement shall be accompanied by satisfactory evidence that eighty-five per cent of all shareholders affected approve said proposed plan of consolidation".

XII. Amend the printed bill, page 1, Section 1, line 1—page 1, Section 1, line 1 of the original bill—by striking the punctuation "," after the word "savings" therein and by inserting in lieu thereof the following:

"and loan association or".

XIII. Amend the printed bill, page 1, Section 1, line 3—page 1, Section 1, line 3 of the original bill—by striking the punctuation "," after the word "savings" therein and by inserting in lieu thereof the following:

"and loan association or";

and in line 6 of Section 1 of the printed bill—line 6, Section 1 of the original bill—strike the word "associations" and insert in lieu thereof the word "association" therein.

LEGISLATIVE BILL NO. 131. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 131:

I. Amend the printed bill, pages 1 to 4 inclusive—the original bill, pages 1 to 7 inclusive—by engrossing each of said sections so that the same will constitute a single unit of subject matter; and amend page 1, Section 1, line 6 of the printed bill—page 2, Section 1, line 9 of the original bill—by striking therefrom "and/".

II. Amend the printed bill, page 2, Section 2, line 8—page 2, Section 2, line 10 of the original bill—by striking therefrom the punctuation "." and by inserting in lieu thereof the punctuation ":".

III. Amend the printed bill, page 2, Section 2, line 15—page 2, Section 2, line 21 of the original bill—by striking the punctuation ":" therein and by inserting in lieu thereof the punctuation ";".

IV. Amend the printed bill, page 4, Section 10, line 1—page 6, Section 10, line 1 of the original bill—by engrossing the word "Acts" in lower case wherever the same appears therein.

V. Amend the printed bill, page 4, Section 12—page 6, Section 12 of the original bill—by striking that part of said section commencing with the preposition "of" in line 1 therein down to and including the preposition "for" in line 2 therein and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska,";

and on page 4, Section 12, line 3 of the printed bill—page 6, Section 12, line 4 of the original bill—strike the punctuation "-" therein and insert in lieu thereof the punctuation ".".

VI. Amend the printed bill, page 4—the original bill, page 7—by striking all of Sections 13 and 14 thereon and by inserting in lieu thereof the following:

"Sec. 12. That said original Section 59-801, Compiled Statutes of Nebraska, 1929, is hereby repealed.

Sec. 13. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law.".

VII. Amend the printed bill, page 1, title, line 2—page 1, title, line 3 of the original bill—by striking the punctuation "," after the word "wholesalers" therein.

VIII. Amend the printed bill, page 1, title—page 1, title of the original bill—by striking all of said title after the word "observed" in line 7 of the printed bill—line 11 of the original bill—and by inserting in lieu thereof the following:

"; to amend Section 59-801, Compiled Statutes of Nebraska, 1929; to repeal said original section; and to declare an emergency.".

IX. Amend the printed bill, page 1, caption "Introduced by"—page 1 of the original bill—by engrossing the names of all introducers with proper christian names or initials preceding their surnames in each instance.

X. Amend the printed bill, page 4, Section 12—pages 6 and 7 of the original bill, Section 12—by striking the punctuation ":" in line 9 of the printed bill—line 13 of the original bill—and by inserting in lieu thereof the punctuation "."; and strike lines 10 and 11 of the printed bill in said section—lines 14, 15 and 16 of the original bill.

XI. Amend the printed bill, page 4, Section 12, line 3—page 6, Section 12, line 4 of the original bill—by striking the word "Every" therein and by inserting in lieu thereof the following: **"Except as to any contract executed pursuant to or under the authority of the provisions of the Fair Trade Act, every".**

LEGISLATIVE BILL NO. 411.	Correctly engrossed.
LEGISLATIVE BILL NO. 223.	Correctly engrossed.
LEGISLATIVE BILL NO. 216.	Correctly engrossed.
LEGISLATIVE BILL NO. 241.	Correctly engrossed.
LEGISLATIVE BILL NO. 300.	Correctly enrolled.
LEGISLATIVE BILL NO. 172.	Correctly enrolled.
LEGISLATIVE BILL NO. 531.	Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed

LEGISLATIVE BILL NO. 300.
LEGISLATIVE BILL NO. 172.
LEGISLATIVE BILL NO. 531.

RESOLUTION

Memorializing the Congress of the United States to Enact S. 419, a Bill to Promote the General Welfare Through the Appropria-

tion of Funds to Assist the States and Territories in Providing More Effective Programs of Public Education.

Introduced by Ernest A. Adams, Harry E. Gantz, Fred L. Carsten, Edwin Schultz.

WHEREAS, there is now pending in the Seventy-fifth Congress of the United States S. 419, entitled a bill to promote the general welfare through the appropriation of funds to assist the states and territories in providing more effective programs of public education, and

WHEREAS, said bill, if enacted, would appropriate the sum of $100,000,000 the first year, and thereafter an additional sum of $50,000,000 each year until an annual appropriation of $300,000,000, for use by the several states and territories for improvement of their public schools, is made, and

WHEREAS, each state would under said bill receive from such annual appropriations an amount in the proportion which the number of its inhabitants, aged five to twenty years, inclusive, bears to the total number of inhabitants aged five to twenty years, inclusive, of all the states and territories, and

WHEREAS, by said Act each state would be permitted to expend the funds so appropriated to it for the maintenance of its own program of public education, without restriction or limitation of any kind whatsoever imposed by Congress or any agency of the Federal Government, except that a just and equitable distribution and expenditure of said funds among the several public schools of the state by legislative enactment or executive order in each state is required, and that maintenance of a system of public schools available throughout the state held in session for a term not less than one hundred sixty (160) days is required, and that the expenditure of state and local revenues for public schools in an amount not less than the sum that was spent therefor in the school year ended in 1936 is required, and

WHEREAS, it is the sense of this body that such appropriation of federal funds through such legislation is necessary and appropriate to advance and develop the system of public education in Nebraska and other states and is in fact certain to promote the general welfare of this state and of the United States and its territories and to further secure to the youth of this country the advantages of more efficient, thorough and advanced public education,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That this Unicameral Legislature does strongly endorse and approve said bill and does advocate and urge the enactment of the same into law by the Seventy-fifth Congress of the United States.

2. That this Legislature hereby respectfully petitions and memorializes the Congress of the United States to enact said bill into law at the present session of the Congress.

3. That the Chief Clerk of this Legislature is hereby ordered and directed forthwith to forward a copy of this Resolution, properly authenticated and suitably engrossed, to the President of the United States, to the Vice President of the United States as presiding officer of the United States Senate, to the Speaker of the House of Representatives of the United States, and to each of the United States Senators and Congressmen representing the State of Nebraska in the Congress, to the end that our representatives in the Government and Congress of the United States may be advised of the sincere desire on the part of this Legislature that said important measure be enacted into law for the general welfare and advancement of education in the United States and in the State of Nebraska.

Under the rules the resolution was laid over one day.

BILLS ON THIRD READING

MOTION—To Recommit L. B. No. 67

Mr. President: I move that L. B. No. 67, now on Third Reading file, be recommitted to General File for the following specific amendment:

1. Amend the printed bill, Final Form on Third Reading, Section 1, line 13, by inserting immediately after the word "service" therein the following:

"; and provided further, that this section shall not be construed to apply to necessary maintenance expenditures for stamps to be used for return postage concerning official state business or to mail required to be dispatched by state officers who are designated by statute as agents for service of process or to other emergency communications".

(Signed) LESTER L. DUNN.

The motion prevailed.

MOTION—To Recommit L. B. No. 310

Mr. President: I move to recommit L. B. No. 310 to General File for the following specific amendment:

Amend the printed bill, page 2, line 19, by striking the period and inserting in lieu thereof a comma, and by adding the following:

"provided such summary as published shall include a full and complete report on all claims paid or unpaid and the regularity of the allowance thereof, together with recommendations of the auditor, but shall not include an itemized statement of said claims and expenditures."

(Signed) SCHULTZ.

The motion prevailed.

MOTION—To Recommit L. B. No. 210

Mr. President: I move that L. B. No. 210 be recommitted to General File for the following specific amendment:

Strike the following words in lines 115 and 116, Section 1, page 5 of the printed bill: "are hereby declared eligible and qualified for their present positions and rank in the department," and insert in lieu thereof the following: "shall take suitable examinations for their respective positions and rank in the department and upon satisfactorily passing the same shall be eligible and qualified therefor".

(Signed) ARMSTRONG.

The motion was lost.

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 210.

A Bill for an Act to amend Sections 14-601 and 14-609, Compiled Statutes of Nebraska, 1929, relating to cities of the metropolitan class; to provide for the appointment and removal of members of the police department in such cities; to prescribe the eligibility for applicants for appointment as policeman and for the promotion of members of the police department in such cities; to provide for competitive examinations by the city council of applicants seeking appointment as policemen; to prescribe the nature of such examinations; to provide for the selection of policemen by the city council of such cities on the basis of ratings attained in such competitive examinations; to provide for a system of seniority and merit credits for members of the police department of such cities based on length of service, heroism and efficiency; to prescribe certain ranks in the police department and the method of filling vacancies therein; to prescribe and to limit the power of the city council in such cities in the employment, confirmation, promotion and demotion of members of the police department; to grant and prescribe the powers of and procedure for the city council in such cities in the removal or discharge of employees of the police department for certain prescribed causes or reasons; to provide for a method of appeal from decisions of demotion or discharge; to limit the political activities of officers and members of the police department and to provide specific penalties for the violation thereof; to provide penalties for violations of the provisions of this Act; and to repeal said original sections.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 21:

Adams, E. A.
Adams, J., Jr.
Brandt
Brodecky
Carlson
Carsten
Comstock
Dunn
Frost
Gantz
Howard
Johnson, W. R.
McMahon
Miller
Neubauer
Peterson, J. B.
Regan
Slepicka
Tvrdik
Warner
Worthing

Voting in the negative, 19:

Armstrong
Ashmore
Brady
Cady
Dafoe
Diers
Hall
Haycock
Johnson, R. W.
Knickrehm
Murphy
Norton
Nuernberger
Peterson, C. H.
Pizer
Schultz
Strong
Thomas
Von Seggern

Not voting, 3:

Carpenter
Reynolds
Wells

A constitutional majority having failed to vote in the affirmative, the bill failed of passage.

EXPLANATIONS OF VOTE

Mr. President: Under Omaha's present system, with the Home Rule charter they have not followed the merit system in their police department. This bill may give the policeman a chance.

(Signed) DUNN.

Mr. President: While I favor a merit system, I do not know anything about Omaha politics. Therefore, I vote "No."

(Signed) SCHULTZ.

Mr. President: I vote "Yes" on L. B. No. 210 for the reason I believe it will tend to improve the police system of the city of Omaha and take the matter out of politics.

(Signed) GANTZ.

Mr. President: This bill could not be fairer. It protects the people. It takes the department out of politics. It gives an officer courage to do his duty.

(Signed) JOHN ADAMS, Jr.

Mr. President: I vote "No" because it is not the proper business of the legislature to interfere with the Home Rule charter of Omaha.

(Signed) HUGH B. ASHMORE.

Mr. President: Omaha has a Home Rule charter and should conduct its own affairs. I therefore vote "No."

(Signed) LELAND R. HALL.

LEGISLATIVE BILL NO. 231.

A Bill for an Act to amend Section 77-1908, Compiled Statutes of Nebraska, 1929, relating to revenue; to accelerate the collection and distribution of county taxes by creating a delinquent tax sinking fund; to provide for the management of said fund; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Cady
Comstock
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Brady
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 412.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 412. Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Reconsider

Mr. President: I move that we reconsider our action on L. B. No. 542 and that the same be placed on General File.

(Signed) JOHN B. PETERSON.

The motion was lost.

MOTION—For Special Order of Business

Mr. President: I move that L. B. No. 392 and L. B. No. 391, be made special order of business for Thursday, April 15th at 10:30 A. M.

(Signed) EDWIN SCHULTZ.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 10:50 A. M. Mr. Haycock moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Cady in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 67. Referred to Committee on Enrollment and Review for re-engrossment with amendments.

(See Specific amendments as found in this day's Journal. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 310. Referred to Committee on Enrollment and Review for re-engrossment with amendments.

(See Specific Amendments as found in this day's Journal. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 182.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 485.	Indefinitely postponed.
LEGISLATIVE BILL NO. 250.	Indefinitely postponed.
LEGISLATIVE BILL NO. 209.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 319.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 367.	Report progress.

(Signed) P. L. CADY, Chairman.

The report was adopted.

MOTION—To Recess

At 11:55 A. M. on motion of Mr. Norton the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Reynolds who was excused.

COMMITTEE OF THE WHOLE

At 1:35 P. M. Mr. Cady moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Cady in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report.

LEGISLATIVE BILL NO. 367. Report progress.

(Signed) P. L. CADY, Chairman.

The report was adopted.

MOTION—To Adjourn

At 2:15 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTY-FOURTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 15, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Reynolds.

The Journal for the Seventy-third day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Norton, Mr. Diers, Mr. Knickrehm, Mr. Carpenter, Mr. Schultz, Mr. Pizer, favoring L. B. No. 271; Roy W. Johnson, requesting the Legislature to memorialize Congress to take such necessary steps as will insure the immediate passage of the Townsend Bill; Mr. Carpenter, favoring an appropriation of $32,000 for the support and maintenance of Nebraska's seven State Parks.

COMMUNICATIONS

A letter was read from C. A. and Elizabeth S. Feather in regard to securing a moratorium on their mortgage.

NOTICE OF COMMITTEE HEARINGS

Public Highways and Bridges

L. B. No. 148, Tuesday, April 20, 1937, 2:00 P. M.

L. B. No. 19, Tuesday, April 20, 1937, 2:00 P. M.
L. B. No. 21, Tuesday, April 20, 1937, 2:00 P. M.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 381.	Indefinitely postponed.
LEGISLATIVE BILL NO. 518.	Indefinitely postponed.
LEGISLATIVE BILL NO. 558.	Indefinitely postponed.
LEGISLATIVE BILL NO. 564.	Placed on General File with amendment.

Standing Committee amendment to L. B. No. 564:

Printed bill, Section 4, line 26, after the word "agency" insert "apparently".

(Signed) FRANK J. BRADY, Chairman.

Drainage, Irrigation and Water Power

LEGISLATIVE BILL NO. 318.	Indefinitely postponed.
LEGISLATIVE BILL NO. 424.	Indefinitely postponed.
LEGISLATIVE BILL NO. 489.	Indefinitely postponed.
LEGISLATIVE BILL NO. 490.	Indefinitely postponed.
LEGISLATIVE BILL NO. 492.	Indefinitely postponed.
LEGISLATIVE BILL NO. 493.	Indefinitely postponed.
LEGISLATIVE BILL NO. 494.	Indefinitely postponed.
LEGISLATIVE BILL NO. 497.	Indefinitely postponed.
LEGISLATIVE BILL NO. 522.	Placed on General File with amendments.

Standing Committee amendments to L. B. No. 522:

(Note: Capital letters indicate stricken matter, blackface type indicates new matter.)

1. Amend the printed bill, page 1, Section 1, by striking all of lines 1 and 2 therein and by inserting in lieu thereof the following:

"Section 1. That Section 70-701, C. S. Supp., 1933, be amended to read as follows:".

2. Amend the printed bill, page 2, Section 2 by striking all of lines 1 and 2 therein and by inserting in lieu thereof the following:

"Sec. 2. That Section 70-702, C. S. Supp., 1933, be amended to read as follows:".

3. Amend the printed bill, page 2, Section 2, line 9 by striking therefrom the words **"such municipality"** and by inserting in lieu thereof the following:

"city, village or voting precinct".

4. Amend the printed bill, page 3, Section 3 by striking the lines 1 and 2 therein and by inserting in lieu thereof the following:

"Sec. 3. That Section 70-703, C. S. Supp., 1933, be amended to read as follows:".

5. Amend the printed bill, page 6, Section 3, line 131, by striking the word **"of"** after the word **"municipality"** and by inserting in lieu thereof the word **"or"**.

6. Amend the printed bill, pages 8 and 9, Section 4, by striking all of said Section 4 therein and by inserting in lieu thereof the following:

"Sec. 4. That Section 70-704, C. S. Supp., 1933, as amended by Section 1, Legislative Bill No. 32, Fifty-second Session, Nebraska State Legislature, be amended to read as follows:

70-704. After the ELECTION **selection** of the original board of directors of a district as provided IN SECTION 3 OF THIS ACT, **for in Section 70-703, C. S. Supp., 1933, their successors** MEMBERS OF THE BOARD TO SUCCEED THOSE IN THE THREE GROUPS PROVIDED FOR IN SECTION 3, RESPECTIVELY, AND TO FILL UNEXPIRED TERMS, shall be nominated and elected and shall take office, subject to the provisions of this Act, in the same method and after the same manner, as nearly as may be, as by law provided for the nomination and election of judges of the district court. Qualified electors of the **municipality or** municipalities CONSTITUTING THE **whose combined territory compose** the territory of a district shall be qualified electors of such district. Such nomination and election shall be by separate, nonpartisan ballot. It shall be the duty of all state and local officers and of all officers of election to perform all duties imposed upon them by the laws of this state pertaining to primary and general elections, insofar as applicable to election of directors of districts organized under the provisions of this Act. The term of each member of the board thus elected shall be six years and until his successor is elected and qualified. **Provided, however, that subject to the provisions of this Act, and subject to the approval of the Department of Roads and Irrigation, the Board of Directors of a district may amend the petition for its creation to provide for the division of the territory of such district into two or**

more subdivisions for the nomination and election of some or all of the directors. Each subdivision shall be composed of one or more voting precincts and the total number of electors in each such subdivision shall be approximately the same. The qualified electors of a subdivision may only cast their ballots for candidates for directors to be elected from such subdivision and for candidates for directors to be elected at large from the whole district and the ballot for directors shall be prepared accordingly. VACANCIES ON THE BOARD BY REASON OF DEATH, DISABILITY, REMOVAL FROM THE DISTRICT, OR OTHERWISE, SHALL BE FILLED BY **A vacancy on the board of directors shall exist in the event of the death or disability, or removal from the district of any director, or removal from the subdivision from which said director was elected or by elimination or detachment from the district of the territory in which a director or directors reside. In the event of a vacancy from any of said causes, or otherwise, such vacancy, or vacancies, shall be filled** by the board of directors and the members thus elected to fill vacancies shall serve until members to fill out the balance of such terms, respectively, may be elected at a general election as herein provided. Before entering upon the duties of his office, every member elected to membership on the board of directors shall take and subscribe to an oath to support the Constitution of the United States and the Constitution of the State of Nebraska and faithfully and to impartially perform the duties of his office, which oath shall be filed in the office of the Secretary of State. Each director before entering upon the duties of his office shall file with the Secretary of State a bond in the penal sum of not less than One Thousand Dollars ($1,000.00) with good and sufficient surety to be approved by the Secretary of State. Such bond shall be conditioned for the faithful performance of his duty as director and shall further undertake that such director will not by any of his acts or doings incur any liabilities for or on behalf of said district which will result in the levying of any taxes upon any property within the district for the payment of obligations of the district. Members of the board of directors may be removed from office for the same reasons and in the same manner as provided by law for the removal of county officers. All costs incident to the nomination and election of such directors shall be paid by such district."

7. Amend the printed bill, pages 9, 10 and 11 by striking all of Section 5 thereon.

8. Amend the printed bill, page 11, Section 6, by striking all of lines 1 and 2 thereon and by inserting in lieu thereof the following:

"Sec. 5. That Section 70-706, C. S. Supp., 1933, be amended to read as follows:"

9. Amend the printed bill, page 12, Section 6, by striking all of the new matter from line 77 to line 82 inclusive, thereon.

10. Amend the printed bill, page 13, Section 6, by striking all of the new matter contained in lines 126 to 132 thereon.

11. Amend the printed bill, page 13, Section 7, by striking all of lines 1 and 2 therein and by inserting in lieu thereof the following:

"Sec. 6. That Section 70-709, C. S. Supp., 1933, be amended to read as follows:".

12. Amend the printed bill, page 15, Section 8, by striking all of lines 1 and 2 therein and by inserting in lieu thereof the following:

"Sec. 7. That Section 70-712, C. S. Supp., 1933, be amended to read as follows:".

13. Amend the printed bill, page 16, Section 8 by striking all of said section commencing with line 40 and ending with line 49 therein and by inserting in lieu thereof the following:

"1st. In the payment of all outstanding past due interest on each issue of revenue debentures, notes, warrants, or other evidences of indebtedness so far as said net revenues will go, and paying pro rata the interest due on each issue thereof when there is not enough to pay in full all of the interest; 2nd. If any sums shall remain after the payment of interest as aforesaid, then in the payment of the revenue debentures, notes, warrants, or other evidences of indebtedness which, by the terms thereof, shall be due and payable on each outstanding issue in accordance with the terms thereof, and paying pro rata when the money available is not sufficient to pay in full."

14. Amend the printed bill, page 17, Section 9, by striking all of lines 1 and 2 therein and by inserting in lieu thereof the following:

"Sec. 8. That Section 70-713, C. S. Supp., 1933, be amended to read as follows:".

15. Amend the printed bill, pages 18, 19 and 20 by striking all of Sections 10 and 11 thereon and by inserting in lieu thereof the following:

"Sec. 9. A petition for the creation of a district under the provisions of this Act shall be deemed to be the charter of the district created thereby and may be amended as herein provided. Any public power district, public irrigation district, or public power and irrigation district now existing or hereafter created under the provisions of this Act may eliminate, detach, reduce and subdivide area and territory from within the boundaries of such district provided such district does not own or operate any electric light and power plants, lines or systems, or irrigation works, within such territory to be so eliminated and detached; and any such district may add to, increase or enlarge its area and territory by the addition and inclusion of territory which is not a part of the area and territory of any existing district; and any such district may amend its charter to provide for a change in the location of its principal place of business and may reduce or increase the number of members of its board of directors. No such elimination and detachment, or increase or enlargement, of the territory of a district, or change in its principal place of business or number of members of its board of directors, shall occur unless authorized by the affirmative vote of three-fifths of all the directors of the district involved. Upon such authorization occurring the proposed amendment shall thereupon be submitted to the Department of Roads and Irrigation of the state of Nebraska together with a petition setting forth the reasons for the adoption of such amendment and requesting that the same be approved. Said Department shall thereupon fix the time and place for hearing on said petition and cause notice of such hearing to be given by publication for three consecutive weeks in two newspapers of general circulation within such district. Such notice shall set forth in full the proposed amendment. The cost of such publication shall be paid by such district. Any person residing in such district or affected by the proposed amendment may appear at such hearing and contest the approval by said Department of said proposed amendment. Unless it shall appear affirmatively that the adoption of said proposed amendment will be contrary to the best interests of such district or that it will jeopardize and impair the rights of the creditors of such districts or of other persons, said Department shall issue in duplicate a certificate of approval of such proposed amendment and cause one copy to be filed in the office of the Secretary of State of the state of Nebraska and one copy to be filed in the office of the county clerk of the county in which is located the principal place of business of the district. Such proposed amendment shall become effective and in full force immediately upon the issuance of such certificate of approval by said Department. Thereupon and thereafter the said district shall, as in case of the original district, be a public corporation and political subdivision and operate and function accordingly in such reduced and subdivided area, or such increased and enlarged area, under the terms, powers, privileges and conditions of this Act."

16. Amend the printed bill, page 20, by striking all of Sections 12 and 13 thereon and by inserting in lieu thereof the following:

"Sec. 10. That said original Sections 70-701, 70-702, 70-703, 70-706, 70-709, 70-712 and 70-713, C. S. Supp., 1933, are hereby repealed; and that said original Section 70-704, C. S. Supp., 1933, as amended by Section 1, Legislative Bill No. 32, Fifty-second Session, Nebraska State Legislature, is hereby repealed.

Sec. 11. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

17. Amend the printed bill, page 1, title, by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

> "relating to public power districts, public irrigation districts, public power and irrigation districts; to provide a method for amending the petition for the creation of such districts and the charter thereof; to declare vacancies in the board of directors of such districts; to provide a method for elimination or detachment of territory of such districts and for the addition of territory thereto; to amend Sections 70-701, 70-702, 70-703, 70-706, 70-709, 70-712 and 70-713, C. S. Supp., 1933; to amend Section 70-704, C. S. Supp., 1933, as amended by Sestion 1, Legislative Bill No. 32, Fifty-second Session, Nebraska State Legislature; to repeal said original sections; to repeal said original section as amended; and to declare an emergency."

(Signed) HARRY E. PIZER, Chairman.

Public Highways and Bridges

LEGISLATIVE BILL NO. 9. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 9:

1. Amend the printed bill, page 6, Section 1, line 191 by striking therefrom the word and punctuation "Schermerhorn,".

2. Amend the printed bill, page 8, Section 1, line 242 by striking therefrom the word "Mascot" and by inserting in lieu thereof the word **"Oxford"**.

3. Amend the printed bill, page 20, Section 1, by striking that part of said section commencing with the article "a" in line 657 down

to and including the preposition "of" before the word "Elgin" therein and by inserting in lieu thereof the words **"or near"**; and in line 659 of said section strike the figures "47" therein and insert in lieu thereof the figures **"280"**.

4. Amend the printed bill, page 22, Section 1 by striking that part of said section commencing with the word **"Beginning"** in line 738 therein down to and including the word and punctuation **"Nebraska."** in line 741 of said section and by inserting in lieu thereof the following:

"Highway 293. Commencing on Statutory Highway 17 at or near Laurel, running thence in an easterly direction following the route of the abandoned portion of U. S. Highway 20 running north of Dixon, through Allen and connecting with Federal Highway north of Waterbury, Nebraska.

Highway 294. Commencing on Statutory Highway 17 about two miles north of Laurel, thence west to connect with Statutory Highway 29 at the junction of Statutory Highway 29 and Statutory Highway 245 at a point south of Wausa.

Highway 295. Commencing at a point at or near Hay Springs on Statutory Highway 150 and running westerly to connect with Highway 80 at or near the point of intersection of Statutory Highways 80 and 225.

Highway 296. Commencing on Statutory Highway 77 at Kilgore and running northeasterly to the Nebraska-South Dakota State Line.

Highway 297. Commencing on Statutory Highway 77 at Crookston and running north to the Nebraska-South Dakota State Line.

Highway 298. Commencing on Statutory Highway 65 at or near Wood Lake and running northeasterly to connect with Highway 114 at or near Norden.

Highway 299. Commencing at Cushing on Statutory Highway 288, thence east to connect with Statutory Highway 244 at or near Palmer.

Highway 300. Commencing at a point on Statutory Highway 124 west of Anoka, running easterly through or near Anoka to Gross.

Highway 301. Commencing at a point where Statutory Highway 204 connects with Federal Highway, thence easterly to connect with Statutory Highway 49 at or near Ewing.

Highway 302. Commencing at or near Inman and running west to connect with Federal Highway south of O'Neill.

Highway 303. Commencing at or near Hildreth and runnnig east to connect with Statutory Highway 54.

Highway 304. Commencing at a point on Statutory Highway 166 north of Potter and running in a northerly direction through or near Redington and Bayard.

Highway 305. Commencing at or near Broadwater, running near or through Kelly to Statutory Highway 87 at or near Northport.

Highway 306. Commencing at a point on Statutory Highway 30 north of Diller, thence north to Statutory Highway 102 at or near Dewitt.

Highway 307. Commencing at Morse Bluffs on Statutory Highway 104 thence westerly through or near Linwood to a point on Statutory Highway 27 south of Schuyler.

Highway 308. Commencing at a point north of Harrisburg where Statutory Highway 143 connects with Statutory Highway 89, thence westerly to the state line.

Highway 309. Commencing at or near Loup City, running thence along or near the Burlington Railroad tracks to Sargent.

Highway 310. Commencing on Statutory Highway 49 at or near Clearwater and running in a wetserly direction to a point on Statutory Highway 234.

Highway 311. Commencing on Statutory Highway No. 176 at a point east of Spalding, thence southerly to connect with Statutory Highway 187 at or near Primrose.

Highway 312. Commencing at a point on Statutory Highway No. 37 near Wisner, thence running in a southerly direction through or near Wisner and then continuing in a southerly direction to Statutory Highway No. 156.

Highway 313. Commencing at a point on Statutory Highway 40 at or near Sutton and running west to a point on Federal Highway about five miles south of Eldorado.

Highway 314. Commencing on Federal Highway at or near Sterling, extending in a northerly direction through Douglas, through or near Palmyra, through or near Alvo, to a point on Statutory Highway 21 at or near Ashland.

Highway 315. Commencing on Statutory Highway No. 15 at or near Ceresco, thence in a westerly direction to connect with Statutory Highway No 104 at or near Valparaiso.

Highway 316. Commencing at a point west of Orleans on Federal Highway, thence southerly to the Kansas State Line.

Highway 317. Commencing at a point on Federal Highway west of Milford and running westerly through or near Beaver Crossing to a point on Statutory Highway 26 at or near the junction with Statutory Highway 239.

Highway 318. Beginning on Statutory Highway 82 at or near Paxton and running northerly to connect with Statutory Highway 164 at or near Flats.

Highway 319. Beginning at a point on Statutory Highway 186, east of Wilcox, running westerly through or near Wilcox, to connect with Statutory Highway No. 55.

Highway 320. Beginning on Statutory Highway No. 130, at or near Callaway, and running northerly to connect with Statutory Highway 72.

Highway 321. Beginning on Statutory Highway 73 at or near Anselmo northerly to connect with Statutory Highway No. 126 at or near Brewster.

Highway 322. Commencing on Statutory Highway 51 at or near Horace, thence in a northeasterly direction to Ericson."

5. Amend the printed bill page 23, Section 1, line 766 by striking the figures "290" and by inserting in lieu thereof the figures **"292".**

6. Amend the printed bill page 23, line 769 by striking both punctuations "," before and after the word "provided" therein and by inserting before the word "that" in said line 769 the word **and** punctuation **"further,"**; and in said line 769 after the word "surfaced" insert the following: **"; and provided that Nos. 293 to 322 inclusive shall not become a part of the State Highway system until such time as not more than 500 miles of Highway Nos. 215 to 292 inclusive remain to be graded and adequately surfaced; and".**

7. Amend the printed bill, page 23, Section 1, line 770 by striking therefrom the figures "290" and by inserting in lieu thereof the **figures "322".**

8. Amend the printed bill, page 23, Section 1, line 776 by inserting after the word "Highway" therein the following:

", or to a mileage not in excess of fifty miles per year which, in the discretion of the State Engineer for said Department, should be constructed to fill in gaps and make complete otherwise continuous routes or to make connections at state lines where highways are laid out to such state lines by adjacent states, or to complete designated highways leading to state institutions.

9. Amend the printed bill, page 23, Section 1, line 781 by striking therefrom the figures "290" and by inserting in lieu thereof the figures **"322"**; and in line 783 of said Section 1 on page 23 insert the punctuation "," after the word "that" and before the word "where"; and on page 24 of the printed bill, Section 1, line 791 strike the "," after the word "city" and insert in lieu thereof the word **"or"**; and in lines 791 and 792 of said section on page 24, strike the words "or postoffice" therein.

10. Amend the printed bill, page 1, title, line 2 by striking the figures "1935" therein and by inserting in lieu thereof the following:

"1933, as amended by Section 1, Chapter 89, Session Laws of Nebraska, 1935";

and in line 4 of said title insert the words and punctuation "**, as** amended" after the word "section".

11. Amend the printed bill, page 1, Section 1, line 1 by striking the figures "1935" therein and by inserting in lieu thereof the following:

"1933, as amended by Section 1, Chapter 89, Session Laws of Nebraska, 1935".

12. Amend the printed bill, page 24, Section 2, line 1 by striking the figures "1935" therein and by inserting in lieu thereof the following:

"1933, as amended by Section 1, Chapter 89, Session Laws of Nebraska, 1935."

13. Amend the printed bill, page 22, Section 1, line 747, by striking the figures "1936" and by inserting in lieu thereof the figures **"1938."**

14. Amend the printed bill, page 21, Section 1, line 696 by striking the word "northwest" and by inserting in lieu thereof the word **"northeast"**.

15. Amend the printed bill, page 22, Section 1, line 747 by striking the period after the word routes and by inserting in lieu thereof a comma and the following: **", or to make connections with a government Indian agency."**

LEGISLATIVE BILL NO. 296. Indefinitely postponed.
LEGISLATIVE BILL NO. 313. Indefinitely postponed.
LEGISLATIVE BILL NO. 373. Indefinitely postponed.
LEGISLATIVE BILL NO. 511. Indefinitely postponed.

(Signed) FRANK S. WELLS, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 395. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 395:

I. Amend the printed bill, page 1, Section 2, lines 1 and 2—page 2, Section 2, line 2 of the original bill—by striking "(a)" therein and also by striking the preposition "to" before the word "collect" therein and by inserting immediately after the word "council" in said line 1 "(a) To".

II. Amend the printed bill, page 1, Section 2, line 5—page 2, Section 2, line 7 of the original bill—by striking therefrom "And (d) to" and by inserting in lieu thereof "(d) To".

III. Amend the printed bill, page 1, Section 2, lines 2 and 3—page 2, Section 2, line 3 of the original bill—by striking "Examine" therein and by inserting in lieu thereof "To examine"; and on page 1, Section 2, line 4 of the printed bill—page 2, Section 2, line 5 of the original bill—strike "Deal" therein and insert in lieu thereof "To deal".

LEGISLATIVE BILL NO. 416. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 416:

I. Amend the printed bill, page 1, Section 1, line 11—page 2, Section 1, line 15 of the original bill—by inserting the punctuation "," after the word "shall".

II. Amend the printed bill, page 2, Section 1, line 32—page 3, Section 1, line 45 of the original bill—by striking the word **"and"** therein and by inserting in lieu thereof the word **"whereupon"**.

LEGISLATIVE BILL NO. 137. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 137:

I. Amend the Standing Committee Amendments, Amendment No. 4, by engrossing all of Section 3 therein as a solid unit of subject matter.

II. Amend the Standing Committee Amendments, Amendment No. 4, page 1, lines 14 and 16 by striking "30 days (thirty) in each of said lines respectively and by inserting in lieu thereof in each case "thirty days".

III. Amend the Standing Committee Amendments, Amendment No. 4, Section 3, line 20 by striking the word "provided" therein and by inserting in lieu thereof the word and punctuation ": Provided,".

IV. Amend the Standing Committee Amendments, Amendment No. 4, Section 3, lines 26, 27 and 29, by striking 60 (sixty) days" wherever the same appears therein and by inserting in lieu thereof in each case respectively "sixty days".

V. Amend the Standing Committee Amendments, Amendment No. 4, Section 3, lines 3 and 37 by engrossing the word "State" in lower case in each of said lines respectively.

VI. Amend the printed bill, page 4, Section 7, line 10—page 6, Section 7, line 12 of the original bill—by striking the figures "11" therein and by inserting in lieu thereof the figures "10".

VII. Amend the printed bill, pages 5 and 6—pages 7 and 8 of the original bill—by renumbering the sections of said bill commencing with Section 11 to conform with the Committee of the Whole Amendment.

VIII. Amend the printed bill, page 1, title—page 1, title of the original bill—by striking that part of said title commencing with the first word "to" in line 5 of the printed bill—line 8 of the original bill—down to and including the word and punctuation "therefor;" in line 7 of the printed bill—line 10 of the original bill.

IX. Amend the printed bill, page 6, Section 12, lines 8 and 11—page 8, Section 12, lines 11 and 13 of the original bill—by striking "public utilities," wherever the same appears; and on page 6, Section 13, line 5 of the printed bill—page 8, Section 13, line 7 of the original bill—strike "literally" and insert "liberally" in lieu thereof.

LEGISLATIVE BILL NO. 560. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 560:

I. Amend the Standing Committee amendments, amendment No. 3, line 10, by inserting after the word "**used**" therein the words "**in motor vehicles**".

II. Amend the Standing Committee amendments, amendment No. 3, line 18, by striking the word "**such**" and by inserting in lieu thereof the word "**some**".

III. Amend the Standing Committee amendments, amendment No. 3, line 23 by inserting after the word "**use**" and before the word "**or**" the words "**in motor vehicles**".

LEGISLATIVE BILL NO. 412. Correctly engrossed.
LEGISLATIVE BILL NO. 67. Correctly re-engrossed.
LEGISLATIVE BILL NO. 310. Correctly re-engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

April 14, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 4:30 P. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 300.
LEGISLATIVE BILL NO. 172.
LEGISLATIVE BILL NO. 531.

(Signed) ROBT. M. ARMSTRONG, Chairman.

RESOLUTIONS

Mr. Schultz called up his resolution memorializing the Congress to enact S. 419, a bill to appropriate funds to assist the states and territories in providing more effective programs of public education, (page 1205 of Legislative Journal) and moved its adoption.

The motion prevailed.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 566.

AMOS THOMAS.

The motion prevailed with 37 ayes, no nays, 6 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 566. By Thomas.

A Bill for an Act to amend Section 30-810, Compiled Statutes of Nebraska, 1929, relating to decedents' estates; to provide for the distribution of the amount received in settlement or recovered by judgment in actions by executors or administrators for wrongful death of their decedent under the direction of the court that appointed them; to repeal said original section; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 566 read the second time.

AMOS THOMAS.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bill was read the second time by title.

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 566. By Thomas.
Referred to Committee on Judiciary.

MOTION—To Place on General File

Mr. President: I move that the rules be suspended and that L. B. No. 566 be placed on General File.

AMOS THOMAS.

The motion prevailed with 33 ayes, no nays, 10 not voting.

MOTION—To Postpone and Place on General File

Mr. President: I move that L. B. No. 209 be indefinitely postponed and that L. B. No. 566 take the position of 209 on General File.

J. N. NORTON.

The motion prevailed unanimously.

MOTION—To Make Special Order of Business

Mr. President: I move that the rules be suspended and that L. B. No. 522 be set for special order of business on Monday, April 19, 1937, at 10:00 A. M.

(Signed) CHARLES A. DAFOE.

The motion prevailed unanimously.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 334. (With emergency clause)

A Bill for an Act relating to revenue; creating a fund to be known as the State Building Fund to consist of the proceeds of an annual tax of one-half of a mill on the dollar valuation of the grand assessment roll of the state; providing for the separation of said fund and the allocation thereof on a percentage basis to the use of the respective institutions which are under the general control of the Board of Control, of the Board of Regents and of the Board of Education of the State Normal Schools, to be expended by said Boards, respectively, for the purchase of lands, construction of new buildings and for permanent improvements and repairs; providing for the acceptance of and assent to the Acts of Congress which offer, by way of grants, aid to the state for agencies of the state government in aid of construction for use of state institutions and authorizing the State Treasurer to receive grants of money appropriated by Congress and to pay warrants drawn by the Auditor of Public Accounts upon certificates or vouchers presented by said expending agencies in accordance with the terms and conditions specified by the Acts of Congress; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 28:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Carlson
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
McMahon
Miller
Peterson, C. H.
Pizer
Regan
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 14:

Ashmore
Cady
Carpenter
Carsten
Frost
Howard
Knickrehm
Murphy
Neubauer
Norton
Nuernberger
Peterson, J. B.
Schultz
Wells

Not voting, 1:

Reynolds

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

EXPLANATION OF VOTE

Mr. President: I vote "No", first on account of the financial condition of our people, second on account of the diversion of the funds raised by the levy in this bill.

(Signed) FROST.

Mr. President: While I favor the principle of this bill, this is no time to increase the tax on the already overburdened tax payer. I therefore vote "No."

(Signed) SCHULTZ.

Mr. President: Recognizing the great need for additional room in our asylums, I vote "Aye", although I oppose additional tax burdens that are not urgent.

(Signed) A. L. MILLER.

Mr. President: Believing that this bill is a case of the tail wagging the dog, I must vote "No."

(Signed) MURPHY.

Mr. President: None can deny the very business-like plan of this act. It is safe, sound and sensible under ordinary conditions.

With the present economic condition I am somewhat doubtful of the plan to increase our state levy thirty per cent. Permitting sympathy to sway my judgment, I vote "Aye."

(Signed) DIERS.

Mr. President: I vote "No" for the reason I believe the bill as drawn provided for this levy for all time.

(Signed) CARPENTER.

Mr. President: I favor the plan, but Nebraska farmers should first raise a crop of grain. They cannot afford it now.

(Signed) P. L. CADY.

Mr. President: I am a member of the Appropriations Committee and have seen the conditions as they exist. I feel that improvements are much needed, and I know that many of our people are denied the right of admittance on account of crowded conditions. I feel that this program will be beneficial not only to them but to the general welfare of all taxpayers, and that this will eventually have to be taken care of in the future at a probably greater cost if it is not dealt with now. I therefore vote "Aye."

(Signed) TVRDIK.

Vote on L. B. No. 334 With Emergency Clause Stricken

Voting in the affirmative, 12:

Adams, E. A.
Armstrong
Brodecky
Dunn
Gantz
Hall
Haycock
McMahon
Miller
Pizer
Von Seggern
Warner

Voting in the negative, 21:

Adams, J., Jr.
Ashmore
Brady
Brandt
Cady
Carpenter
Carsten
Dafoe
Frost
Howard
Knickrehm
Murphy
Neubauer
Norton
Nuernberger
Peterson, J. B.
Regan
Schultz
Thomas
Tvrdik
Worthing

Not voting, 10:

Carlson
Comstock
Diers
Johnson, R. W.
Johnson, W. R.
Peterson, C. H.
Reynolds
Slepicka
Strong
Wells

A constitutional majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause stricken.

LEGISLATIVE BILL NO. 316. (With emergency clause)

A Bill for an Act to amend Sections 8-302 and 8-311, Compiled Statutes of Nebraska, 1929, relating to banks and banking; to determine and fix the amount of investment stock in a building and loan association to be held by any one person; to fix and determine the number of shares in any building and loan association to be voted in person or by proxy by a member; to authorize any association to increase its contingent loss or reserve fund from its net earnings; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 31:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Norton
Peterson, C. H.
Pizer
Regan
Schultz
Slepicka
Thomas
Tvrdik
Warner

Voting in the negative, 10:

Carpenter
Carsten
Miller
Neubauer
Nuernberger
Peterson, J. B.
Strong
Von Seggern
Wells
Worthing

Not voting, 2:

Ashmore
Reynolds

A Constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 222.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

SUBSTITUTE MOTION—To Postpone

Mr. President: I move that L. B. No. 222 be indefinitely postponed.

CHARLES A. DAFOE.

A record vote was demanded.

Voting in the affirmative, 16:

Ashmore
Carlson
Carsten
Dafoe
Diers
Frost
Howard
McMahon
Miller
Murphy
Norton
Nuernberger
Schultz
Slepicka
Von Seggern
Warner

Voting in the negative, 22:

Adams, E. A.
Adams, J., Jr.
Brady
Brodecky
Cady
Carpenter
Comstock
Dunn
Gantz
Hall
Haycock
Johnson, W. R.
Knickrehm
Neubauer
Peterson, C. H.
Peterson, J. B.
Pizer
Strong
Thomas
Tvrdik
Wells
Worthing

Not voting, 5:

Armstrong
Brandt
Johnson, R. W.
Regan
Reynolds

A majority having failed to vote in the affirmative, the motion was lost and the original motion prevailed.

LEGISLATIVE BILL NO. 399.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 399.

LESTER L. DUNN.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move that L. B. No. 399 be amended as follows:

Specific amendment to L. B. No. 399:

I. Strike amendment added in Committee of the Whole after the word "approval" in line 7, said amendment being words and figures as follows: "and eighty-five (85) per cent of shareholders so approving."

II. After the word "association" in line sixteen (16), Section 1 of the printed bill strike the words "the owners of two-thirds" and substitute therefor the words "not less than two-thirds of the shareholders owning sixty (60) per cent or more."

(Signed) DUNN.

The motion prevailed.

LEGISLATIVE BILL NO. 131.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 222.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 399.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 131.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Re-refer

Mr. President: I move that L. B. No. 118 be sent back to the Committee on Public Health and Miscellaneous Subjects.

W. E. WORTHING.

The motion prevailed.

MOTION—To Reconsider

Mr. President: I move to reconsider the action of the Legislature in its acceptance of the Committee Report to indefinitely postpone L. B. No. 252 and that said bill be placed on General File.

J. N. NORTON.

A record vote was demanded.

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 24:

Adams, E. A.
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Howard
Johnson, R. W.
Miller
Neubauer
Norton
Regan
Schultz
Slepicka
Thomas
Von Seggern
Warner
Wells

Voting in the negative, 10:

Armstrong
Cady
Haycock
Johnson, W. R.
Knickrehm
Murphy
Peterson, J. B.
Pizer
Tvrdik
Worthing

Not voting, 9:

Adams, J., Jr.
Ashmore
Brady
Frost
McMahon
Nuernberger
Peterson, C. H.
Reynolds
Strong

A majority having voted in the affirmative the motion prevailed.

COMMITTEE OF THE WHOLE

At 11:30 A. M. Mr. Worthing moved that the Legislature resolve itself into a Committee of the Whole to consider bills on Special Order and General File.

The motion prevailed.

Walter R. Johnson in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 391.	Special Order. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 392.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Forty-ninth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendment to L. B. No. 392:

Line 8, section 1, printed bill, strike period and insert after the word "Legislature" the following: "and of the Supreme Court."

(Signed) WALTER R. JOHNSON.

The report was adopted.

MOTION—To Reconsider

Mr. President: I move that we reconsider our action in accepting the Committee Report to indefinitely postpone L. B. No. 135, L. B. No. 547, L. B. No. 548, L. B. No. 549 and L. B. No. 550, and that said bills be placed on General File.

JOHN COMSTOCK.

The motion was lost.

Mr. Ashmore was excused for the session on Friday April 16.

MOTION—To Recess

At 12:45 P. M. on motion of Mr. Carsten the Legislature recessed until 2:00 P. M.

AFTER RECESS

The Legislature reconvened at 2:00 P. M., Speaker Warner presiding.

The roll was called and all members were present except Adams, E. A., Armstrong, Reynolds and Worthing.

MOTION—To Adjourn

At 2:05 P. M. Mr. Pizer moved to adjourn.

The motion was lost.

COMMITTEE OF THE WHOLE

At 2:07 P. M. Mr. Tvrdik moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Walter R. Johnson in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 391.	Special Order. Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 182.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 319.	Report progress.
LEGISLATIVE BILL NO. 367.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 369.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 28.	Indefinitely postponed.
LEGISLATIVE BILL NO. 183.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 394.	Report progress.

(Signed) WALTER R. JOHNSON, Chairman.

The report was adopted.

APPROVED BY GOVERNOR

April 15th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 531

Respectfully,
(Signed) THEO. M. OSTERMAN
Secretary to the Governor

Mr. Dafoe was excused for the session on Friday April 16.

MOTION—To Adjourn

At 3:25 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTY-FIFTH DAY

Legisaltive Chamber,

Lincoln, Nebraska, April 16, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Ashmore and Dafoe who were excused.

The Journal for the Seventy-fourth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Carlson, Mr. Carpenter, approving L. B. No. 271; Carl H. Peterson favoring an appropriation of $32,000 for the support and maintenance of Nebraska's seven State Parks.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 279. Placed on General File with amendments.

(Standing Committee amendments mimeographed in lieu of printing in Journal).

LEGISLATIVE BILL NO. 324. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 324:

1. Amend the printed bill, page 2, Section 1, line 19, by inserting after the word **"now"** and before the syllable **"estab."** therein the word**"temporarily"**; and in line 20 of said Section 1 on page 2 insert after the word **"Milford"** and before the word **"shall"** therein the punctuation and words **", pursuant to Legislative Bill No. 326, Fifty-second Session, Nebraska State Legislature,"**; and in line 21 of Section 1 on said page 2, insert after the word and punctuation **"hospital"** the following: **"until June 30, 1939".**

2. Amend the printed bill, page 2, Section 2, line 1 by inserting after the word "Control" and before the word "is" therein the following:

", subject to the conditions set forth in the preceding section,"; and in line 5 of said Section 2 insert after the word "patients" and before the word "shall" the following:

", during said two-year period of temporary use,"; and in line 11 of said Section 2 insert after the word "shall" and before the word "have" the following:

", during said two-year period of temporary use,".

3. Amend the printed bill, page 1, title, line 5 by inserting after the word "shall" and before the word "be" the following:

", for a period of two years commencing July 1, 1937 and ending June 30, 1939,";
and in line 7 of said title insert after the word "shall" and before the word "be" therein the following:

", for said two-year period,";

and in line 11 of said title strike the punctuation "," after the word "section" therein.

LEGISLATIVE BILL NO. 326. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 326:

1. Amend the printed bill, page 1, Section 1, line 1 by striking therefrom the words "and after" and by inserting the word "temporarily" after the word "shall" therein; and in line 2 of said Section 1 insert after the word "such" therein the words "until June 30, 1939"; and further amend the printed bill, page 1, Section 1, line 8, by inserting after the word "shall" and before the word "be" therein the punctuation and words ", on July 1, 1937,"; and in line 9 of said Section 1 insert after the word "Island" therein the following:

"and on June 30, 1939, said records and funds shall be re-audited and returned to the Commandant of the Soldiers' and Sailors' Home at Milford".

2. Amend the printed bill, page 1, Section 1, line 12 by inserting after the figures "1937" therein the following:

"and on June 30, 1939 shall re-transfer said members from the Grand Island Home to said Milford Branch".

3. Amend the printed bill, page 1, by striking all of Section 2 thereon and by inserting in lieu thereof the following:

"Sec. 2. That Section 80-306, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

80-306. A branch of the soldiers' and sailors' home shall be established and maintained within one mile of Milford, Nebraska: **Provided, said branch, under the name and style of "Milford State Hospital" from July 1, 1937 to June 30, 1939, shall be temporarily employed and used by the Board of Control for a hospital for the treatment of mental diseases as provided in Section 83-755, Compiled Statutes of Nebraska, 1929, as amended by Section 3, Chapter 185, Session Laws of Nebraska, 1935, as amended by Section 1, Legislative Bill No. 324, Fifty-second Session, Nebraska State Legislature, and as further provided in Section 1, Legislative Bill No. 326, Fifty-second Session Nebraska State Legislature.**

Sec. 3. That said original Section 80-306, Compiled Statutes of Nebraska, 1929, is hereby repealed.".

4. Amend the printed bill, page 1, Section 3, line 1 by striking the figure "3" therein and by inserting in lieu thereof the figure "4".

5. Amend the printed bill, page 1, title, by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

"relating to soldiers and sailors; to provide that the Board of Control shall temporarily discontinue the Milford Branch of the Soldiers' and Sailors' Home from July 1, 1937 until June 30, 1939; to provide that during said two-year period the grounds and buildings of said branch shall be used as a state hospital for the treatment of mental diseases; to provide for the transfer and retransfer of members of said branch; to amend Section 80-306, Compiled Statutes of Nebraska, 1929; to repeal said original section; and to declare an emergency.".

LEGISLATIVE BILL NO. 330. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 330:

1. Amend the printed bill, page 1, Section 1, line 11, by inserting after the word **"Home"** therein the following:

"at Grand Island and Milford Branch".

2. Amend the printed bill, page 2, Section 1, line 13 by inserting after the second word **"Hospital"** therein the following:

"to be temporarily used for the treatment of mental diseases from July 1, 1937 to June 30, 1939".

3. Amend the printed bill, page 3, Section 2, line 28 by inserting after the punctuation **";"** and before the article **"the"** therein the following:

"the commandant, adjutant, and surgeon of the Nebraska Soldiers' and Sailors' Home, Milford Branch;".

4. Amend the printed bill, page 3, Section 2, line 38 by inserting after the word **"Hospital"** therein the following:

"for a period of two years from July 1, 1937 to June 30, 1939 while the said Milford Branch is temporarily used as a hospital for the treatment of mental diseases as provided in Legislative Bills No. 324 and No. 326, Fifty-second Session, Nebraska State Legislature;".

5. Amend the printed bill, page 1, title, line 6 by inserting after the word and punctuation "Control;" therein the following:

"to provide that the Milford Branch of the Soldiers' and Sailors' Home shall be used as a state hospital for the treatment of mental diseases for a two-year period commencing July 1, 1937 and ending June 30, 1939;".

LEGISLATIVE BILL NO. 415. Placed on General File with amendments.

(Standing Committee amendments mimeographed in lieu of printing in Journal)

(Signed) FRANK J. BRADY, Chairman.

Revenue

LEGISLATIVE BILL NO. 130. Indefinitely postponed.
LEGISLATIVE BILL NO. 164. Indefinitely postponed.
LEGISLATIVE BILL NO. 208. Indefinitely postponed.
LEGISLATIVE BILL NO. 272. Indefinitely postponed.
LEGISLATIVE BILL NO. 343. Indefinitely postponed.
LEGISLATIVE BILL NO. 410. Indefinitely postponed.
LEGISLATIVE BILL NO. 439. Indefinitely postponed.
LEGISLATIVE BILL NO. 444. Indefinitely postponed.
LEGISLATIVE BILL NO. 535. Indefinitely postponed.
LEGISLATIVE BILL NO. 554. Indefinitely postponed.
LEGISLATIVE BILL NO. 449. Placed on General File.

(Signed) W. F. HAYCOCK, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 365. Placed on Select File.
LEGISLATIVE BILL NO. 246. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 246:

I. Amend the printed bill, pages 1 and 2, Section 1, lines **13** and 16—pages 1 and 2, Section 1, lines 15 and 19 of the original bill—by striking the word **"that"** wherever the same appears therein.

II. Amend the printed bill, page 2, Section 1, line 20—page 2, Section 1, line 25 of the original bill—by inserting the punctuation "," after the word "Provided" and before the word "any" therein.

III. Amend the printed bill, page 3, Section 1, line 67—page 3, Section 1, line 84 of the original bill—by striking the conjunction "and" therein and by inserting in lieu thereof the conjunction "or".

LEGISLATIVE BILL NO. 201. Placed on Select File with amend-

Enrollment and Review Amendments to L. B. No. 201:

I. Amend the original bill, page 1, Section 1, line 1, by striking the punctuation "," after the word "Statutes" and before the word "Nebraska" therein and insert in lieu thereof the preposition "of"; and on pages 1, 2 and 3, Sections 2, 4, 5, 6 and 7, line 1 of the printed bill—pages 1, 2 and 3, Sections 2, 4, 5, 6 and 7, line 1 of the original bill—strike the punctuation "," after the word "Statutes" and before the word "Nebraska" in each of said lines respectively and insert in lieu thereof the preposition "of"; and on page 3, Section 8, line 2 of the printed bill—page 3, Section 8, line 2 of the original bill—strike the punctuation "," after the word "Statutes" and before the word "Nebraska" therein and insert in lieu thereof the preposition "of".

II. Amend the printed bill, page 1, Section 1, line 7—page 1, Section 1, line 7 of the original bill—by striking therefrom the word "PROVIDED" and by inserting in lieu thereof the word "Provided".

III. Amend the printed bill, page 1, title, lines 6, 7 and 8—page 1, title, lines 7 and 9 of the original bill—by striking the punctuation "," wherever the same appears after the word "Statutes" and before the word "Nebraska" therein and insert in each instance respectively the preposition "of".

IV. Amend the printed bill, page 3—the original bill, page 3—by striking all of Section 7 thereon; and in line 1, Section 8 thereon, strike the first figure "8" therein and insert the figure "7" in lieu thereof; and in line 2 of said Section 8 of the printed bill—line 3 of said Section 8 of the original bill—insert after "repealed" therein the following:

"; and that Section 85-319, Compiled Statutes of Nebraska, 1929, is hereby repealed".

LEGISLATIVE BILL NO. 414. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 414:

I. Amend the printed bill, page 2, Section 2, line 6—page 3, Section 2, line 7 of the original bill—by striking therefrom the word "to" therein and by inserting in lieu thereof the following:
"in accordance with".

II. Capitalize the words "District Court" wherever the same appear in the original bill.

LEGISLATIVE BILL NO. 243. Placed on Select File.

LEGISLATIVE BILL NO. 438. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 438:

I. Amend the printed bill, page 1, title, line 9—page 1, title, line 10 of the original bill—by striking therefrom the word "Westpoint" and by inserting in lieu thereof the words "West Point".

II. Amend the printed bill, page 1, title, line 13—page 1, title, line 14 of the original bill—by striking therefrom "therebe" and by inserting in lieu thereof "there be".

III. Amend the original bill, page 1, preamble, paragraph 1, line 8, by striking therefrom "West point" and by inserting in lieu thereof "West Point".

IV. Amend the printed bill, page 2, preamble, paragraph 1, line 12—page 1, preamble, paragraph 1, line 12 of the original bill—, page 2, preamble, paragraph 2, line 2 of the printed bill—page 1, preamble, paragraph 2, line 2 of the original bill—and page 2, preamble, paragraph 3, line 2 of the printed bill—page 2, preamble, paragraph 3, line 2 of the original bill—by striking the last punctuation "," wherever the same appears in each of said lines respectively.

V. Amend the printed bill, page 2, Section 2, line 6—page 2, Section 2, line 6 of the original bill—by striking therefrom the word "to" therein and by inserting in lieu thereof the following:

"in accordance with".

VI. Capitalize the words "District Court" wherever the same appear in the original bill.

VII. Amend the printed bill, page 1, Preamble, paragraph 1, line 4—page 1, Preamble, paragraph 1, line 4 of the original bill—by inserting the words "and property damages" after "injuries" and before "sustained" therein.

LEGISLATIVE BILL NO. 189. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 189:

I. Amend the printed bill, page 8, Section 3, line 44—page 6, Section 3, line 45 of the original bill—by striking the punctuation "," after the word "period" and by inserting in lieu thereof the punctuation ".".

II. Amend the printed bill, page 10, Section 5, line 35—page 9, Section 5, line 39 of the original bill—by striking the punctuation "-" between the words "bona" and "fide" therein; and on page 10, Section 5, line 39 of the printed bill—page 9, Section 5, line 45 of the original bill—strike "That" and insert in lieu thereof "that".

III. Amend the printed bill, page 13, Section 6, line 63—page 12, Section 6, line 69 of the original bill—by striking "subpenaed" and by inserting in lieu thereof:

"subpoenaed".

IV. Amend the printed bill, page 14, Section 6, line 94—page 13, Section 6, line 102 of the original bill—by inserting the word "each" after the preposition "to" and before the word "such" therein.

V. Amend the printed bill, page 34, Section 19, line 4—page 37, Section 19, line 5 of the original bill—by striking the word "Acts" and by inserting in lieu thereof the word "acts".

LEGISLATIVE BILL NO. 399. Correctly engrossed.
LEGISLATIVE BILL NO. 222. Correctly engrossed.
LEGISLATIVE BILL NO. 131. Correctly engrossed.
LEGISLATIVE BILL NO. 316. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS.

While the Legislature was in session and capable of transacting business the President signed

LEGISLATIVE BILL NO. 316.

MOTION—To Reconsider Action

Mr. President: I move that we reconsider our action on Legislative Bill No. 231.

AMOS THOMAS.

The motion prevailed with 36 ayes, no nays, 7 not voting.

MOTION—To Recommit to General File

Mr. President: I move to recommit Legislative Bill No. 231 to General File for the following specific amendments:

Amend the original and printed bill as follows:

1. Section 1, line 2, insert before "be", "as amended by Section 33, Legislative Bill No. 1, Fifty-Second Session, Nebraska State Legislature,".

2. Line 28, Section 1, strike "." after **"state"** and insert in lieu thereof ": Provided that Sections 1 and 2 of THIS ACT **Legislative Bill No. 1, Fifty-Second Session, Nebraska State Legislature,** shall be deemed cumulative with and supplemental to the provisions of the within section."

3. Line 2, Section 2, insert before "is", "as amended by Section 33, Legislative Bill No. 1, Fifty-Second Session, Nebraska State Legislature,".

4. Amend the title as follows: Line 3, insert before "relating", "as amended by Section 33, Legislative Bill No. 1, Fifty-Second Session, Nebraska State Legislature,".

(Signed) AMOS THOMAS.

The motion prevailed.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 411. (With emergency clause)

A Bill for an Act to amend Section 6, Chapter 130, Session Laws of Nebraska, 1935, relating to motor vehicle fuels; to provide that port fees shall be by the State Treasurer credited to the Gasoline Tax Fund; to provide that the necessary expenses for the administration of the provisions of Chapter 130, Session Laws of Nebraska, 1935, as amended, during any biennium, shall be paid out of any specific appropriation made by the Legislature for said biennium, for the administration of the several activities carried on by the Department of Agriculture and Inspection; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, E. A.
Armstrong
Brady
Brandt
Brodecky
Dunn
Frost
Gantz
Hall
Howard
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Slepicka
Strong
Thomas
Tvrdik
Von Seggern

Cady
Carpenter
Carsten
Comstock
Diers
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Adams, J., Jr.
Ashmore
Carlson
Dafoe
Haycock

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 223. (With emergency clause)

A Bill for an Act to amend Sections 27-319 and 27-321, Compiled Statutes of Nebraska, 1929, relating to jurisdiction in actions against the state; to provide that the state may be sued in actions to determine its interest in real estate; to provide that the Attorney General and the County Attorney of the county wherein the realty is situated shall be proper agents of the State of Nebraska for service of summons in said suits; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 39:

Adams, E. A.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Adams, J., Jr.	Ashmore	Dafoe	Haycock

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 216. (With emergency clause)

A Bill for an Act relating to statutes and laws; to provide for the compilation, authentication, publication and sale of a 1937 cumulative supplement to the Compiled Statutes of Nebraska, 1929; to direct the Clerk of the Supreme Court as State Librarian under the supervision of the Supreme Court to arrange or contract for the same without cost to the state; to fix a maximum retail price for such supplement; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Ashmore	Dafoe	Haycock	McMahon

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 241. (With emergency clause)

A Bill for an Act relating to civil procedure; to provide for appeals to the supreme court of the State of Nebraska from orders of remittitur; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Ashmore
Cady
Dafoe
Haycock
McMahon

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 189.

(See Enrollment and Review amendments as found in this day's Legislative Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 395.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-fourth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 416.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-fourth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 137.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-fourth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 560.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-fourth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 189. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 395.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 416.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 137.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 560.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Reconsider

Mr. President: I move that we reconsider our previous action on L. B. No. 210.

JOHN D. REYNOLDS.

Mr. Von Seggern immediately moved the previous question.

A call of the Legislature was ordered.

The call was raised.

The motion was lost with 21 ayes, 14 nays, 8 not voting.

COMMITTEE OF THE WHOLE

At 10:15 A. M. Mr. Miller moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Gantz in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 231.	Referred to Committee on Enrollment and Review for re-engrossment with amendments.

(See specific amendments as found in this day's Journal. These amendments were adopted in Committee of the Whole).

LEGISLATIVE BILL NO. 182.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 182:

Amend the printed bill as follows:

1. Section 1, line 8, strike the sentence commencing with "The term".

2. Abbreviate the word "Section" in line 1 of Section 2.

4. Strike all of Section 5.

5. Section 6, page 3, renumber said section as "Sec. 5." Line 2, strike "a master plan" and insert "plans" in lieu thereof. Line 5, strike all beginning with "Such" to end of section.

6. Strike all of Sections 7, 9, 10, 11, 13, 14, 15, 16, 17 and 18.

7. Section 8, renumber as "Sec. 6."

8. Section 12, page 6, renumber as "Sec. 7." Line 1, strike all down to "The" in line 9. Line 15, strike all of the section after "plan.".

9. Amend the title as follows: Line 5, strike all after "commission" and insert "." in lieu thereof.

Amend Nuernberger's amendment by reinserting all of Sec. 5, line 6 following the word "require" and strike word "shall" and insert "may".

LEGISLATIVE BILL NO. 319. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-second Day. These amendments were adopted in Committee of the Whole).

Committee of the Whole amendments to L. B. No. 319.

1. Amend the Standing Committee amendments, mimeographed, page 1, Amendment No. 5, line 24 by inserting after the word "dollars" therein the following:

": Provided, that the foregoing fee shall not be charged or collected by said Department from those cooperative credit associations who do not issue assignments or checks in the course of their business as a substitute for money".

2. Amend the Standing Committee amendments, mimeographed, page 1, Amendment No. 5, line 8 by inserting after the last word "dollars" therein the following:

", excepting cooperative credit associations".

3. Amend the first subsection of paragraph 5 of the Standing Committee Report so that said subsection shall read as follows:

"Sec. 2. The Superintendent of Banks shall charge and collect fees for certain services rendered by the Department of Banking according to the following schedule: (1) For filing and examining articles of incorporation, association or by-laws, excepting cooperative credit associations, five dollars. (2) For filing and examining an amendment to articles of incorporation, association or by-laws, excepting cooperative credit associations, two dollars. (3) For issuing to banks, trust companies and installment investment companies a charter, authority or license to do business in this state a sum which shall be determined on the basis of one dollar for each one thousand dollars of authorized capital: provided, that the minimum fee in each case shall be twenty-five dollars; and provided further, that all foreign installment investment companies authorized to do business in this state shall be required to pay annually a fee of one hundred dollars. (4) For issuing to building and loan associations a charter, authority or license to do business in this state, twenty-five dollars: provided, that all foreign building and loan associations shall pay annually a fee of one hundred dollars. (5) For issuing to cooperative credit associations a charter, authority or license to do business in this state, five dollars. (6) For issuing a banker's license, two dollars and fifty cents. (7) For affixing certificate and seal, one dollar. (8) For making copy of instrument, documents, or any other departmental records, each one hundred words, ten cents. (9) For making substitution of securities held by it and issuing a receipt, one dollar. (10) For issuing a certificate of liquidation and dissolution, two dollars. These fees as collected shall be transmitted by the Superintendent of Banks to the state treasurer who shall place them to the credit of the general fund of the state."

4. Amend the Standing Committee Report by striking out the words "Director of Banking for the Department of Banking" wherever such words appear and by substituting in lieu thereof the words "Superintendent of Banks".

LEGISLATIVE BILL NO. 367. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-second Day. These amendments were adopted in Committee of the Whole).

Committee of the Whole amendment to L. B. No. 367:

Amend Sec. 5 by adding to line 91 the following subsection:

"(r) any leasehold or other interests in oil, gas or other minerals in the state of Nebraska".

LEGISLATIVE BILL NO. 369. Laid over. Retains place on file.

(Signed) HARRY E. GANTZ, Chairman.

The report was adopted.

MOTION—To Recess

At 12:00 M. on motion of Mr. Schultz the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except John Adams, Jr., Brady, Brandt, Brodecky, Cady, Diers, Hall, Haycock, Knickrehm, McMahon, Strong, Tvrdik, and except Ashmore and Dafoe who were excused.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 314 be placed at the head of General File.

WALTER R. JOHNSON.

The motion prevailed.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 561 follow L. B. No. 314 on General File.

HARRY E. GANTZ.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 1:35 P. M. Mr. Norton moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Gantz in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 369.	Report progress.
LEGISLATIVE BILL NO. 314.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixty-third Day. These amendments were adopted in Comittee of the Whole)

LEGISLATIVE BILL NO. 561.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 561:

That Section 1 of printed bill be amended as follows:

That the word "words", being the second word in line 5 of said section be stricken and the word "word" be inserted in lieu thereof.

That the words "and acknowledge" be inserted after the word "executed" in line 13 of said section.

That the word "its" in line 14 of said section be stricken and the word "the" be inserted in lieu thereof.

LEGISLATIVE BILL NO. 566.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 394.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 394:

1. Amend the printed bill, page 1, Section 1, line 1 by striking therefrom the words "Unless otherwise" therein and by inserting in lieu thereof the word "Whenever"; and in said line 1 of said Section 1 insert the word "two-thirds" after the article "a" and before the word "majority".

2. Amend the printed bill, page 1, Section 1, line 4 by striking therefrom the word "Unless" and by inserting in lieu thereof the word "If".

3. Amend the printed bill, page 1, Section 1, line 7 by striking the word "twenty-two" therein and by inserting in lieu thereof the word "twenty-nine".

4. Amend the printed bill, page 1, Section 1, line 10 by striking the words "do not" therein.

5. Amend the printed bill, page 2, Section 2, lines 10 and 13 by striking the word "twenty-two" wherever the same appears in said lines and by inserting in lieu thereof the word "twenty-nine" in each of said lines respectively.

LEGISLATIVE BILL NO. 306.	Report progress.
LEGISLATIVE BILL NO. 286.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendment to L. B. No. 286:

Amend printed bill Section 1, line 3 by inserting the word "into" after the word "enter".

LEGISLATIVE BILL NO. 60.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 140.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 165.	Referred to Committee on Enrollment and Review for review with amendments.

(See amendments as found in the Legislative Journal for the Fifty-fourth Day. These amendments were adopted in Committee of the Whole)

(Signed) HARRY E. GANTZ, Chairman.

The report was adopted.

MOTION—To Resolve Into Committee of the Whole

Mr. President: I move that we resolve ourselves into a Committee of the Whole to consider bills on general file.

EDWIN SCHULTZ.

The motion was lost.

MOTION—To Indefinitely Postpone

Mr. President: I move that all bills in Standing Committees and on General File be indefinitely postponed.

EDWIN SCHULTZ.

The motion was lost.

MOTION—To Appoint Committee

Mr. President: I move that the Chair appoint a committee of three members to fix date of final adjournment.

EDWIN SCHULTZ.

The motion prevailed.

COMMITTEE APPOINTED

The Chair appointed Mr. Schultz, Mr. Worthing and Mr. Regan to serve on said committee.

MOTION—To Adjourn

Mr. President: I move we adjourn until 9:00 A. M. Saturday.

EDWIN SCHULTZ.

SUBSTITUTE MOTION

Mr. President: I move we adjourn.

W. E. WORTHING.

The substitute motion prevailed and the Legislature adjourned at 3:20 P. M.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTY-SIXTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 19, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Thomas who was excused.

The Journal for the Seventy-fifth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Carpenter, favoring L. B. No. 500; Mr. Nuernberger, opposing any change in law regarding towing fees.

MESSAGE FROM THE GOVERNOR

April 16, 1937.

To the President and Members of the Legislature:

Gentlemen:

I have received information from the Assistant Administrator of the Federal Emergency Administration of Public Works in Washington in which he calls attention to facts with reference to the low rent housing program. He calls attention to the fact that Senator Wagner and Representative Steagall have introduced a bill in Congress known as the United States Housing Bill which would provide for a program of federal aid amounting to $1,000,000,000.00 during the next four years to be used chiefly for loans and grants to local housing authorities. He says that should Congress enact this bill or any other similar bills now pending, only those states which have adequate housing legislation will be able to participate in the program inaugurated thereunder. He says also that such a housing and slum clearance program would not be limited to cities, as the bill is applicable to both urban and rural communities. He states that the present housing authority law now in force in Nebraska is applicable only to the city of Omaha and would not be adequate to permit participation by communities generally in Nebraska in a program such as has been proposed.

He advises that housing authorities should have powers which are sufficiently broad and flexible to enable them to make all financial arrangements which may be necessary in a sale of their bonds either to the federal government or to private purchasers. He calls attention to the fact that the present law does not contain adequate provisions restricting the amount of rentals to be charged and the income group to be served. The legislation which he suggests would not be mandatory but merely permissive. No community would be compelled to establish a housing authority or to take advantage of the provisions of the law. He also says that the proposed housing authorities would have no power of taxation and would depend for their revenues only on the income producing capacity of projects.

I am aware of the fact that there are very considerable number of bills yet to be considered by your honorable body and that it is your desire to finish your labors at as early a date as possible. However, I did wish to officially call your attention to the communication I have received so that you might consider the necessity and feasibility of undertaking any such legislation at this session.

Respectfully submitted,

(Signed) R. L .COCHRAN,

Governor.

STANDING COMMITTEE REPORTS

Government

LEGISLATIVE BILL NO. 383. Placed on General File with amendments.

(Amendments mimeographed in lieu of printing in Journal)

(Signed) P. L. CADY, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 560. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 560:

I. Amend the printed bill, page 2, Section 3, line 5—page 2, Section 3, line 5 of the original bill—by inserting the preposition "of" after the word "composed" therein.

II. Amend the printed bill, page 3, Section 6, line 4—page 4, Section 6, line 5 of the original bill—by inserting the words "a motor vehicle" after the word "operating" and before the word "under" therein.

LEGISLATIVE BILL NO. 231. Replaced on Select File with amendment.

Enrollment and Review amendment to L. B. No. 231:

I. Amend the printed bill, page 1, title, line 5—page 1, title, line 9 of the original bill—by inserting the words "as amended" after the word "section" therein.

LEGISLATIVE BILL NO. 96. Placed on Select File.
LEGISLATIVE BILL NO. 245. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 245:

I. Amend the original bill, page 1, title, line 15 by striking therefrom the word "supercede" and by inserting in lieu thereof the word "supersede".

II. Amend the printed bill, page 4, Section 7, line 10—page 3, Section 7, line 13 of the original bill—by inserting the word "county" before the first word "board" and after the article "a".

III. Amend the printed bill, page 6, Section 11, lines 9 and 10—page 5, Section 11, line 12 of the original bill—by striking "all the assessed property in the county," therein and by inserting in lieu thereof the following:

"the actual value of all the property of the county subject to taxation,".

IV. Amend the original bill, page 6, Section 13, line 5 by striking therefrom the word "superceded" and by inserting in lieu thereof the word "superseded".

LEGISLATIVE BILL NO. 189. Correctly engrossed.
LEGISLATIVE BILL NO. 395. Correctly engrossed.
LEGISLATIVE BILL NO. 416. Correctly engrossed.
LEGISLATIVE BILL NO. 137. Correctly engrossed.
LEGISLATIVE BILL NO. 411. Correctly enrolled.
LEGISLATIVE BILL NO. 223. Correctly enrolled.
LEGISLATIVE BILL NO. 216. Correctly enrolled.
LEGISLATIVE BILL NO. 241. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed

LEGISLATIVE BILL NO. 411.
LEGISLATIVE BILL NO. 223.
LEGISLATIVE BILL NO. 216.
LEGISLATIVE BILL NO. 241.

PRESENTED TO GOVERNOR

April 16, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 4:35 P. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 316.

(Signed) ROBT. M. ARMSTRONG, Chairman.

RESOLUTION

Expressing Sympathy to Legislator Amos Thomas on the Death of His Mother.

Introduced by Leland R. Hall, Walter R. Johnson, W. F. Haycock, Charles F. Tvrdik, R. C. Regan, Charles A. Dafoe, and John H. Comstock.

PREAMBLE

WHEREAS, Mrs. Addie M. Thomas, mother of Amos Thomas, member of this Legislature, died on Saturday, April 17, 1937,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That, through the vehicle of the within Resolution, this Legislature extends to Amos Thomas its heartfelt sympathy by reason of the death of his mother.

2. That the clerk of this Legislature be instructed and directed to spread this resolution at large upon the journals of this Legislature.

The rules were suspended and the resolution adopted unanimously.

MOTION—To Send Flowers

Mr. President: I move that flowers be sent to the family of Mrs. Thomas and that a committee from the Legislature be appointed to attend the funeral.

CHARLES A. DAFOE.

The motion prevailed.

COMMITTEE APPOINTED

The Chair appointed Mr. Dafoe, Mr. Haycock, Mr. Schultz, Mr. Murphy, Mr. Knickrehm, Walter R. Johnson, Mr. Tvrdik, Mr Pizer, Mr. Carsten, Mr. Comstock and Roy W. Johnson to serve as such committee.

MOTION—For Adjournment

Mr. President: I move that when we adjourn today we adjourn in respect to the memory of Mrs. Addie M. Thomas, mother of Amos Thomas.

(Signed) LESTER L. DUNN.

The motion prevailed unanimously.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 412. (With emergency clause)

A Bill for an Act to amend Section 83-955, Compiled Statutes of Nebraska, 1929, relating to state institutions; to provide that the Board of Control may grant additional good time to prisoners employed outside the prison enclosure; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 31:

Adams, E. A.
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Neubauer
Norton
Peterson, C. H.
Pizer
Regan
Slepicka
Strong
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 9:

Armstrong
Ashmore
Hall
Murphy
Nuernberger
Peterson, J. B.
Reynolds
Schultz
Warner

Not voting, 3:

Adams, J., Jr.
Gantz
Thomas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 67. (With emergency clause)

A Bill for an Act relating to official State Capitol mail; to provide that the Tax Commissioner shall set apart in his office in the State Capitol at Lincoln, Nebraska, a mailing room and that he shall install therein one or more postage metering machines, which shall be used by the offices of all elective and appointive officers in said capitol building; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 35:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Comstock
Dunn
Frost
Gantz
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 4:

Carsten
Dafoe
Diers
Hall

Not voting, 4:

Adams, J., Jr.
Carlson
Howard
Thomas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 310.

A Bill for an Act to amend Sections 26-1309, 26-1310, 26-1311, 26-1312 and 26-1314, Compiled Statutes of Nebraska, 1929, relating to county government and officers; to provide for a full and complete annual accounting and auditing of the books, accounts and affairs of the county treasurer and county clerk in each county under the supervision of the Auditor of Public Accounts; to provide for a report and publication of said audit; to provide for a uniform system of accounting for all county officers; to require the same to be used by said officers; to provide for the appointment of accountants by the Auditor of Public Accounts to make said audits; to provide for the salaries for said accountants; and to repeal said original sections.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 3:

Adams, J., Jr.
Comstock
Thomas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 560.

(See Enrollment and Review amendments as found in this day's Legislative Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 231.

(See Enrollment and Review amendments as found in this day's Legislative Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 365.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 246.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-fifth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 201.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-fifth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 201.

HARRY E. GANTZ.

Objection was offered by Roy W. Johnson.

MOTION—To Recommit

Mr. President: I move that L. B. No. 201 be recommitted to General File for the following Specific Amendment.

Specific Amendment to L. B. No. 201:

That Section 3 be stricken and in lieu thereof the following be inserted:

"The Board shall prescribe the manner of receiving and collecting all fees for matriculation, board, room, and such other fees as may be payable at such school and for the disbursement of the same under their direction and according to law. The Board shall prescribe the amount and kind of bond to be given by the principal and such other employe or employes as they may deem proper. The premium on such bond shall be paid by the State from Normal School funds, the same as other expenses of such schools."

That Section 5 be amended by striking out all that part thereof beginning with the word "which" in line eight and ending with the word "schools" in line eleven.

The motion was lost with 5 ayes, 18 nays, 20 not voting.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 201 be indefinitely postponed.

HARRY E. GANTZ.

The motion was lost with 6 ayes, 23 nays, 14 not voting.

LEGISLATIVE BILL NO. 414.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-fifth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 243.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 438.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-fifth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 560.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 231.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 365.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 246.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 201.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 414.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 243.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 438.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Reconsider

Mr. President: I move that we reconsider our action on L. B. No. 334.

(Signed) HENRY BRANDT.

A call of the Legislature was ordered.

The call was raised.

The motion was lost with 23 ayes, 18 nays, 2 not voting.

COMMITTEE OF THE WHOLE

At 10:30 A. M. Mr. Brandt moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Carl H. Peterson in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 522. Special Order. Laid over.

LEGISLATIVE BILL NO. 369.	Indefinitely postponed.
LEGISLATIVE BILL NO. 60.	Report progress.
LEGISLATIVE BILL NO. 140.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-fourth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 140:

Amend the Standing Committee Amendments, mimeographed, page 1 by striking all of Amendment No. 3 therein.

Amend the Standing Committee amendments, mimeographed, Amendment No. 7, page 1, line 9 by striking the word "Words" and by inserting in lieu thereof the following: "Works or by the City Council".

Sec. 1, line 15, after word funds insert "in amount up to $30,000.00".

LEGISLATIVE BILL NO. 515.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 337.	Indefinitely postponed.
LEGISLATIVE BILL NO. 315.	Indefinitely postponed.

(Signed) CARL H. PETERSON, Chairman.

The report was adopted.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 562 be placed at the head of General File and that L. B. No. 564 follow L. B. No. 562 thereon.

FRANK J. BRADY.

The motion prevailed.

MOTION—For Special Order of Business

Mr. President: I move that L. B. No. 522 be placed on Special Order following L. B. No. 364.

J. N. NORTON.

The motion prevailed.

MOTION—To Adjourn

At 12:55 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTY-SEVENTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 20, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Thomas who was excused.

The Journal for the Seventy-sixth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Carpenter, John Adams, Jr., favoring L. B. No. 271, Mr. Regan, favoring direct relief for counties, five per cent of allotment for administrative expense, distribution of all categories on basis of population; Mr. Pizer, favoring L. B. No. 212, L. B. No. 445, L. B. No. 395, L. B. No. 391, L. B. No. 392, L. B. No. 383 and L. B. No. 385.

STANDING COMMITTEE REPORTS

Government

LEGISLATIVE BILL NO. 565. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 565:

1. Amend the printed bill, page 1, Section 1, by striking that part of said section commencing with the conjunction "and" in line 3 therein down to and including the word and punctuation "submitted," in line 4 therein.

2. Amend the printed bill, page 1, Section 1, line 11 by striking the word "five" and by inserting in lieu thereof the word "two".

(Signed) P. L. CADY, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 551. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 551:

I. Amend the printed bill, page 1, Section 1, line 1—page 1, Section 1, line 1 of the original bill—by striking therefrom "Section 1."; and insert the caption "PREAMBLE" immediately preceding Section 1, line 1.

II. Amend the printed bill, page 1, Section 1, lines 9 and 13—page 1, Section 1, paragraph 2, line 4 and paragraph 3, line 4 of the original bill—by striking the word "City" therein and by inserting in lieu thereof the word "city" in each of said lines respectively; and on page 1, Section 1, line 11 of the printed bill—page 1, Section 1, paragraph 3, line 1 of the original bill—strike "NOW, THEREFORE," therein; and immediately after the word and punctuation "Nebraska," in line 10 of the printed bill—paragraph 2, line 5 of the original bill—insert "NOW THEREFORE".

III. Amend the printed bill, page 1, by transposing the enacting clause so that it appears immediately after Section 1, line 10 of the printed bill—paragraph 2, line 5 of the original bill.

IV. Amend the printed bill, page 1, Section 1, line 11—page 1, Section 1, paragraph 3, line 1 of the original bill—by striking the article "the" and by inserting in lieu thereof the following:

"Section 1. The".

LEGISLATIVE BILL NO. 560.	Correctly engrossed.
LEGISLATIVE BILL NO. 231.	Correctly re-engrossed.
LEGISLATIVE BILL NO. 365.	Correctly engrossed.
LEGISLATIVE BILL NO. 414.	Correctly engrossed.
LEGISLATIVE BILL NO. 243.	Correctly engrossed.
LEGISLATIVE BILL NO. 438.	Correctly engrossed.
LEGISLATIVE BILL NO. 412.	Correctly enrolled.
LEGISLATIVE BILL NO. 67.	Correctly enrolled.
LEGISLATIVE BILL NO. 310.	Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 412.
LEGISLATIVE BILL NO. 67.
LEGISLATIVE BILL NO. 310.

MESSAGE FROM THE GOVERNOR

April 19th, 1937.

To the President and Members of the Legislature,
Gentlemen:

I am returning herewith legislative bill 172 without my approval. This bill provides for specific authority for a City Council to build public comfort stations and grants authority to make an additional levy of one mill.

I have consulted the Attorney General in regard to this matter and have an opinion from him to the effect that the governing boards of cities have authority to build comfort stations under existing statutes. I do not believe that authority should be granted to make an additional one mill levy for this purpose.

Respectfully submitted,

(Signed) R. L. COCHRAN,
Governor.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 441 be placed at the head of General File.

(Signed) R. C. REGAN.

The motion prevailed.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 3 be placed on General File just ahead of L. B. No. 562.

(Signed) EARL W. CARPENTER.

The motion prevailed.

MOTION—To Appoint Sifting Committee

Mr. President: I move that a sifting committee, composed of the chairman of Committee on Committees as chairman and the chairmen of all standing committees as members thereof, be appointed with power to sift bills on General File, with absolute authority unless overridden by a vote of twenty-nine members of the Legislature.

(Signed) CHARLES A. DAFOE.

The motion prevailed with 22 ayes, 17 nays and 4 not voting.

MOTION—To Reconsider

Mr. President: I move we reconsider our action on L. B. No. 164 and that the same be placed on General File.

(Signed) A. L. MILLER.

A call of the Legislature was ordered.

The call was raised.

A record vote was demanded.

Voting in the affirmative, 31:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Regan
Reynolds
Schultz
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 8:

Brady
Brodecky
Johnson, W. R.
McMahon
Peterson, C. H.
Pizer
Slepicka
Strong

Not voting, 4:

Comstock
Frost
Peterson, J. B.
Thomas

A majority having voted in the affirmative, the motion prevailed.

EXPLANATION OF VOTE

Mr. President: Because I desire to be consistent, after having voted for exemption of gas used in airplanes, I vote yes.

(Signed) W. F. HAYCOCK.

STATEMENT FOR JOURNAL

Mr. President: Had I been preesnt, I would have voted "aye" on the motion to place L. B. No. 164 on General File.

JOHN B. PETERSON.

MOTION—To Place on General File

Mr. President: I move that L. B. No. 461 be placed on General File.

(Signed) LESTER L. DUNN.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 26 ayes, 10 nays, 6 not voting.

MOTION—To Reconsider

Mr. President: I move that we reconsider our action on L. B. No. 313 and that the same be placed on General File.

(Signed) CHARLES F. TVRDIK.

The motion was lost with 7 ayes, 23 nays, 13 not voting.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 222. (With emergency clause)

A Bill for an Act relating to revenue; relating to taxes upon aircraft fuels, and the distribution and use thereof; to amend Sections 16 and 17, Chapter 3, Session Laws of Nebraska, 1935; to provide for the payment of tax by purchasers and users of aircraft fuel to be used for operating expense of the Nebraska Aeronautics Commission and for a refund of a portion of such tax after deducting amounts needed for operating expense of such commission; to provide for a waiver of such refunds and for the use of refunds so waived; to provide that until June 30, 1939, a portion of such taxes shall be placed in the State Assistance Fund; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 26:

Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Neubauer
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Slepicka
Strong
Tvrdik
Wells
Worthing

Voting in the negative, 15:

Ashmore
Carlson
Comstock
Dafoe
Diers
Frost
Howard
Miller
Murphy
Norton
Nuernberger
Reynolds
Schultz
Von Seggern
Warner

Not voting, 2:

Adams, E. A.
Thomas

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 222 With Emergency Clause Stricken

Voting in the affirmative, 25:

Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Neubauer
Peterson, C. H.
Peterson, J. B.
Pizer
Slepicka
Strong
Tvrdik
Wells
Worthing

Voting in the negative, 16:

Ashmore
Carlson
Comstock
Dafoe
Diers
Frost
Howard
Miller
Murphy
Norton
Nuernberger
Regan
Reynolds
Schultz
Von Seggern
Warner

Not voting, 2:

Adams, E. A.
Thomas

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

MOTION—To Recommit

Mr. President: I move that we recommit Legislative Bill No. 399 to the Committee on Enrollment and Review for correction.

LESTER L. DUNN.

The motion prevailed.

LEGISLATIVE BILL NO. 131. (With emergency clause)

A Bill for an Act to protect trade-mark owners, producers, wholesalers and the general public against injurious and uneconomic practices in the distribution of competitive commodities bearing a distinguishing trade-mark, brand or name through the use of voluntary contracts establishing minimum re-sale prices and providing for refusal to sell such commodities unless such minimum re-sale prices are observed; to amend Section 59-801, Compiled Statutes of Nebraska, 1929; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 3:

Carpenter
Reynolds
Wells

Not voting, 2:

Cady
Thomas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STATEMENT FOR JOURNAL

Mr. President: I wish to have the Journal show that had I been present I would have voted "Aye" on Legislative Bill No. 131.

P. L. CADY.

SELECT FILE

LEGISLATIVE BILL NO. 96.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

(Signed) ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 96.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move that the following Specific amendments to L. B. No. 96 be adopted:

Specific amendments to L. B. No. 96:

Amend the original and printed bill as follows:

1. Strike all of Section 1 and insert in lieu thereof the following:

"Section 1. The Department of Agriculture and Inspection of the State of Nebraska shall **have authority** to inspect all apples grown, packed, prepared for shipment, shipped, sold or offered for sale in the State of Nebraska, except as provided in Section 7 of this Act. The Director of the Department of Agriculture and Inspection shall **have authority to fix inspection** fees covering the expense of inspections of truck-load, trailer-load, or car-load lots of apples, **such fees not to exceed $1.00 per truck** or trailer load **nor more than $3.00 per car load,** either at the point of origin, port of entry, cold storage plants or destination. He shall have authority to appoint deputies or other employees of his department for the purpose of enforcing the provisions of this Act. He shall make rules and regulations not inconsistent with this Act to carry out the provisions of this Act.

"Sec. 2. All apples when being packed, when packed, delivered for shipment, loaded, shipped, or being transported, offered for sale, displayed, or sold in any container, subcontainer, or in bulk in the

State of Nebraska shall conform to the provisions and classifications of this Act. The rules for grading, packing, sizing and defining of descriptive terms with respect to grades, color, conditions and tolerances shall conform to the present U. S. Government standards for grading apples as now listed in Service and Regulatory announcements of the U. S. Department of Agriculture, except as to spray residue tolerance. In addition to the grades as now outlined in U. S. Government Standards the following grades are hereby established and defined: (1) NEBRASKA FIRST GRADE DOMESTIC shall consist of wind fall and tree picked apples of one variety (a) free from decay; (b) clean and except for slight bruising from dropping, shall meet the same requirements as U. S. No. 1. (2) NEBRASKA SECOND GRADE DOMESTIC shall consist of wind fall and tree picked apples of one variety, (a) free from decay, (b) clean and (c) entirely suitable for immediate consumption, but lacking color and size requirements of higher grades of apples. It shall be unlawful for any person, firm, wholesaler or organization who comes under this Act to offer for sale any apples not within the above classifications for resale but the same may be sold to processors or canners for by-products.

"Sec. 3. All containers in which apples are being packed or are packed, or offered for sale or sold, shall bear upon them in plain sight and in plain letters on the outside thereof the following: (a) State where grown, the name of the person, firm or corporation who shall have first packed or authorized the packing of the apples or the name under which such packer shall be engaged in business, together with a sufficiently explicit address to permit ready location of such packer. (b) Name of variety, if known, and when not known the words "unknown variety"; (c) The grade of the apples therein contained, as herein defined; (d) In case of wrapped apples, the numerical count; provided however, that a variation of five per cent from the number stated, shall be allowed. The minimum net weight in pounds when packed shall be included in the markings. A complete pack marking must be in substantially the following form: Nebraska grown—U. S. Fancy, Jonathan 2½" Min. 42 Lbs. Min. Net Weight When Packed. Packed by the..of ...., Nebraska. Open containers of apples which are not packed shall be required to show only the class or grade and variety of the apples therein as defined by this Act. All markings required shall be plainly and conspicuously stamped, stenciled, printed, labeled or branded in the English language."

2. Renumber Section 2 as "Sec. 4.", Section 3 as "Sec. 5." and so forth down to Section 6 and strike all of Section 6, and renumber Section 7 as "Sec. 8.", Section 8 as "Sec. 9." and so on to end of bill.

3. Section 2, page 3, line 5, printed bill, page 4, lines 5 and 6, original bill, strike last letter from "houses". Insert "other" after the first word, "any", and insert "or kept" after "stored". Line 6, printed bill, line 7, original bill, strike "or" after "apples" and insert ", and" in lieu thereof. Line 7, printed bill, line 8, original bill, strike "automobile, trailer, or any other".

4. Strike all of Section 3 and insert in lieu thereof the following:

"Sec. 5. No person, firm, corporation or other orgnaization, which is a wholesaler or grower of apples shall sell or offer for sale any classified apples in this state, without first having obtained a license therefor from the Department of Agriculture and Inspection. The fee for such license shall be One Dollar ($1.00) per annum. Such license shall expire on June thirtieth of each year and must be renewed annually. Such license may be revoked by the Director of the Department of Agriculture and Inspection for any violation of the provisions of this Act: Provided, the fees colletced hereunder shall be deemed occupation taxes which may be used for the cost of administering this Act during any biennium if and when appropriated therefor by the Legislature. Such person, firm, corporation, wholesaler or other organization, before engaging in such business, shall make written application for such license to the Director of the Department of Agriculture and Inspection, stating the name and address of the applicant, the kind of license desired, applicant's principal office or place of business in Nebraska, and, if applicant is a firm, corporation, or other organization, the names and addresses of partners, officers and directors. Each application shall be accompanied by the required fee. The Director shall issue licenses to all applicants who comply with the provisions of this Act."

5. Section 4, strike all of said section and insert in lieu thereof the following:

"Sec. 6. It shall be unlawful for any person, grower, shipper, firm, wholesaler, corporation or any other organization operating in the state of Nebraska to ship or receive or have transported by rail, truck or trailer, bulk apples grown outside the State of Nebraska into this state for the purpose of grading and offering them for sale, as Nebraska grown apples. Apples entering the state by truck or trailer may be inspected by the Department of Agriculture and Inspection at the port of entry and must have a grade certificate accompanying each shipment from the point of shipment and each certificate shall be deposited at the first port of entry. When bulk apples are shipped into this state for sale herein, a grade certificate therefor shall be mailed to the Director upon arrival of each shipment at destination. Such apples when offered for sale in bulk or when packed in containers shall conform to the grades and regulations provided for in this Act."

6. Section 5, strike all of said section and insert in lieu thereof the following:

"Sec. 7. No provisions of this Act shall be construed so as to prevent a grower from selling, assigning or delivering unpacked and unmarked, his crop of apples in bulk to a licensed packer for grading, packing or storage within the state. Nor shall any provision of this Act prevent a grower or packer of apples from manufacturing the same into by-products or from selling the same unpacked or unmarked to any person or organization engaged in the operation of a by-products factory for the sole and express purpose of being used in the manufacture of by-products. Nor shall any provision in this Act be construed to apply to persons, firms or corporations who grow apples in quantities of three hundred and fifty bushels or less in any one year. No license is required under this section."

7. Section 7, strike all of said section and insert in lieu thereof the following:

"Sec. 8. In order that this Act may be properly administered and enforced, every person, firm, corporation or other oganization selling or shipping classified apples, either by truck-load, trailer-load or car-load lots, shall issue a certificate in triplicate, signed by such person or the manager, other authorized officer or agent of such firm, corporation or other organization, showing date of such sale or shipment, number of packages or pounds, grade, variety, name of purchaser, number of truck or trailer or railway car, and the license number and printed name of the packer, seller or shipper of such apples. It shall be the duty of the person who issues such certificates to give to the purchaser a copy of the certificate at the time of sale or shipment and to deliver by mailing or otherwise, a copy to the Department of Agriculture and Inspection within twenty-four (24) hours after loading."

8. Section 8, page 66, line 2, printed bill, page 7, line 3, original bill, insert "," after "advertise". Line 3, printed bill, line 4, original bill, insert "," after "sell". Line 10, printed bill, line 12, original bill, strike "is also" and insert "shall be" in lieu thereof.

9. Section 10, page 6, line 2, printed bill, page 8, line 3, original bill, strike "packers" and insert "any packer's" in lieu thereof. Page 7, line 11, printed bill, line 14, original bill, insert "a" before "time". Line 23, printed bill, line 27, original bill, insert "the" before "cost".

Insert "in addition to the regular inspection fee" after "cost". Insert "the" before "same" and insert "the" before "packer".

10. Amend the title to the original and printed bill as follows: Line .... original bill, line 7, printed bill, strike "packers and shippers" and insert "wholesalers and growers" in lieu thereof. Third line from bottom, original bill, second line from bottom, printed bill, insert before "to", "to provide that this Act shall not apply to growers of less than 350 bushels of apples per year.

11. Strike all amendments to the bill heretofore adopted.

REQUEST—To Have L. B. No. 96 Laid Over

Mr. Armstrong requested that the Specific Amendments offered to L. B. No. 96 be mimeographed, that the bill be rewritten with the amendments inserted and that the same be laid over. The request was granted.

LEGISLATIVE BILL NO. 245.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-sixth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 245. Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 11:10 A. M. Mr. Tvrdik moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Miller in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 364. Special Order. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendment to L. B. No. 364:

In line 2 of Section 1, original bill, strike the words "west central".

LEGISLATIVE BILL NO. 522. Special Order. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Seventy-fourth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 522:

Amend the Standing Committee amendments by amending Section 9, commencing with line 2, of the amended bill by striking the following words "shall be deemed to be the charter of the district created thereby and".

Amend Sec. 9 line 11 of the Standing Committee amendments to L. B. 522 as follows: strike "and" and insert in lieu thereof "of".

(Signed) A. L. MILLER, Chairman.

The report was adopted.

MOTION—To Reconsider Action

Mr. President: I move that we reconsider our action in referring L. B. No. 399 to Enrollment and Review for correction.

(Signed) LESTER L. DUNN.

The motion prevailed unanimously.

MOTION—To Recommit for Specific Amendment

Mr. President: I move that L. B. No. 399 be recommitted to General File for the following specific amendment:

Amend the Enrollment and Review amendments to the bill, page 3 by striking all of Amendment No. XI thereon.

(Signed) ROBT. M. ARMSTRONG.

The motion prevailed.

MOTION—To Recess

At 12:35 P. M. on motion of Mr. Von Seggern the Legislature recessed until 2:00 P. M.

AFTER RECESS

The Legislature reconvened at 2:00 P. M., Speaker Warner presiding.

The roll was called and all members were present except Thomas who was excused.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 567.

R. M. HOWARD.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 30 ayes, no nays, 13 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 567. By Committee on Claims and Deficiencies.

A Bill for an Act to make appropriations for the payment of claims filed against the state of Nebraska in the office of the Auditor of Public Accounts, not heretofore paid, and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain moneys so appropriated shall be paid and expended; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 567 read the second time.

R. M. HOWARD.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bill was read the second time by title.

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 567. By Committee on Claims and Deficiencies.

MOTION—To Suspend Rules and for Special Order

Mr. President: I move that the rules be suspended, and that L. B. No. 567 be placed on General File and made a Special Order of business on Thursday morning April 22, 1937.

R. M. HOWARD.

The motion prevailed with 31 ayes, no nays, 12 not voting.

APPROVED BY GOVERNOR

April 17th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 300

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor.

April 19th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 316

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor.

PRESENTED TO GOVERNOR

April 19, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day at 4:50 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 411.
LEGISLATIVE BILL NO. 223.
LEGISLATIVE BILL NO. 216.
LEGISLATIVE BILL NO. 241.

COMMITTEE OF THE WHOLE

At 2:15 P. M. Mr. Diers moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Miller in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 399.	Recommend that it be referred to Committee on Enrollment and Review for re-engrossment with amendment.

Specific amendment to L. B. No. 399:
Amend the Enrollment and Review amendments to the bill, page 3 by striking all of Amendment No. XI thereon.

LEGISLATIVE BILL NO. 441.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 562.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Seventy-second Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 564. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Seventy-fourth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 3. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixty-fourth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendment to L. B. No. 3:

Amend Sec. 1, line 22 of the printed bill by striking the words "less than ten dollars nor".

LEGISLATIVE BILL NO. 306. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 60. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 352. **Report progress.**

(Signed) A. L. MILLER, Chairman.

The report was adopted.

MOTION—To Adjourn

At 3:40 P. M. on motion of Mr. Miller the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTY-EIGHTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 21, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Seventy-seventh Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Tvrdik, Mr. McMahon, Mr. Thomas, John Adams, Jr., W. E. Worthing, Walter R. Johnson, favoring L. B. No. 118; Mr. Tvrdik, favoring L. B. No. 271; John B. Peterson, opposing L. B. No. 413 and L. B. No. 315 and favoring L. B. No. 312.

STANDING COMMITTEE REPORTS

Public Health and Miscellaneous Subjects

LEGISLATIVE BILL NO. 118. Placed on General File with amendments.

(Standing Committee amendments mimeographed in lieu of printing in Journal)

(Signed) W. E. WORTHING, Chairman.

Claims and Deficiencies

LEGISLATIVE BILL NO. 474. Indefinitely postponed.
LEGISLATIVE BILL NO. 422. Indefinitely postponed.

(Signed) R. M. HOWARD, Chairman.

Education

LEGISLATIVE BILL NO. 432. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 432:

Amend the printed bill page 2, section 1, line 33, by striking **"election commissioner"** and by inserting in lieu thereof **"board of education".**

LEGISLATIVE BILL NO. 483. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 483:

1. Amend the printed bill, page 1, Section 1, by striking that part of said section commencing with the word "section" in line 1 therein down to and including the figures and punctuation "1935," in line 2 and by inserting in lieu thereof the following:

"Section 72-201, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 163, Session Laws of Nebraska, 1935,".

2. Amend the printed bill, page 2, Section 1, lines 22 and 23, by restoring all the stricken matter therein, and in lines 23 and 24 by striking all the new matter therein; and in line 22 after the word "Buildings" therein insert the following:

", until the first Thursday after the first Tuesday in January, 1939,";

and in line 23 of said Section 1 on page 2, insert after the word "board" therein the following:

": Provided, within ten days after the first Thursday after the first Tuesday in January, 1939, and every two years thereafter, the board may nominate, with the advice and consent of a majority of the members elected to the Legislature, a secretary for said board, whose term of office, unless sooner removed by the board, shall be two years and until his successor shall be duly appointed and qualified; and provided further, the compensation of said secretary shall not exceed

Three Thousand Dollars ($3,000.00) per annum, payable monthly, as fixed by said board at the time of the nomination of said secretary".

3. Amend the printed bill, pages 2, 3 and 4 by striking all of Section 2 thereon; and renumber the rest of said sections to conform with said amendment; and on pages 4 and 5 of the printed bill, strike the first three lines of Section 3 thereon and insert in lieu thereof the following:

"Sec. 2. That Section 72-220, Compiled Statutes of Nebraska, 1929, as amended by Section 13, Chapter 163, Session Laws of Nebraska, 1935, be amended to read as follows:".

4. Amend the printed bill, page 5, Section 3, by striking that part of said section commencing with the punctuation and word "**; nor**" in line 18 therein down to and including the word "**exemptions**" in line 31 therein.

5. Amend the printed bill, page 6, Section 4, by striking the first two lines of said section and by inserting in lieu thereof the following:

"Sec. 3. That Section 72-223, Compiled Statutes of Nebraska, 1929, be amended to read as follows:".

6. Amend the printed bill, page 6, Section 4, by striking that part of said section commencing with the words "or break" in line 5 therein down to and including the word "**lands**" in line 6 therein.

7. Amend the printed bill, page 7, Section 4, by striking that part of said section commencing with the punctuation and word "**, or**" in line 18 down to and including the word "**imprisonment**" in line 19.

8. Amend the printed bill, page 7, Section 5, by striking the first three lines therein and by inserting in lieu thereof the following:

"Sec. 4. That Section 72-236, Compiled Statutes of Nebraska, 1929, as amended by Section 18, Chapter 163, Session Laws of Nebraska, 1935, be amended to read as follows:".

9. Amend the printed bill, pages 7 and 8 by striking all of Section 6 thereon and by inserting in lieu thereof the following:

"Sec. 5. That said original Section 72-201, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 163, Session Laws of Nebraska, 1935, is hereby repealed; that said original Section 72-220, Compiled Statutes of Nebraska, 1929, as amended by Section 13, Chapter 163, Session Laws of Nebraska, 1935, is hereby repealed; that said original Section 72-223, Compiled Statutes of Nebraska, 1929, is hereby repealed; and that said original Section 72-236, Compiled Statutes of Nebraska, 1929, as amended by Section 18, Chapter 163, Session Laws of Nebraska, 1935, is hereby repealed."

10. Amend the printed bill, page 1, title, by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

> "to amend Section 72-201, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 163, Session Laws of Nebraska, 1935; to amend Section 72-220, Compiled Statutes of Nebraska, 1929, as amended by Section 13, Chapter 163, Session Laws of Nebraska, 1935; to amend Section 72-223, Compiled Statutes of Nebraska, 1929; and to amend Section 72-236, Compiled Statutes of Nebraska, 1929, as amended by Section 18, Chapter 163, Session Laws of Nebraska, 1935, relating to school lands and funds; to provide that the Commissioner of Public Lands and Buildings or some other member of the Board of Educational Lands and Funds may serve as secretary to said board until the first Thursday after the first Tuesday in January, 1939; to provide for the method of selection of and the compensation of said secretary thereafter; to require assignees of school land leases to pay six months rent in advance to impart validity to assignments of leases and to entitle the same to record; to define and prohibit the commission of waste or trespass by lessees or others on school lands, to make the same a misdemeanor and to provide penalty therefor; to provide amortization over a ten year period of principal amount of purchase price on sales of school lands; to repeal said original sections, as amended; and to repeal said original section."

(Signed) O. EDWIN SCHULTZ, Chairman.

Public Highways and Bridges

LEGISLATIVE BILL NO. 19. Indefinitely postponed.
LEGISLATIVE BILL NO. 21. Indefinitely postponed.
LEGISLATIVE BILL NO. 148. Indefinitely postponed.

(Signed) FRANK S. WELLS, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 178. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 178:

I. Amend the printed bill, page 1, title, line 12—the original bill, page 1, title, line 20, the Standing Committee Amendments, page 1, Amendment 2, line 4—by striking the punctuation "," after the word "Nebraska" and by inserting in lieu thereof the punctuation ";"; and in line 4 of said Amendment 2 strike the figures "11" and insert in lieu thereof the figures "12".

II. Amend the Standing Committee Amendments, Amendment No. 4, by engrossing all of Sections 2 to 19 inclusive on pages 1 to 10 inclusive so that each section will constitute a single unit of statute matter; and in said Amendment No. 4, pages 1 to 10 inclusive, Sections 2 to 19 inclusive, strike the first punctuation quotation marks in line 1 of each of said sections.

III. Amend the Committee of the Whole Amendments, Amendment B, line 1—the mimeographed amendments, page 1, paragraph 2, line 1, by removing the first quotation marks before the word "subsection" therein and by inserting the same after the word "subsection" therein; and further amend the Committee of the Whole Amendments, page 3, Amendment L, line 3—mimeographed amendments, page 2, paragraph 4, line 3—by inserting the preposition "to" after the conjunction "or" and before the word "motor" therein.

IV. Amend the Committee of the Whole Amendments, Amendment M, line 1—the mimeographed amendments, page 2, line 14—by striking the figure "2" after the word "line" therein and by inserting in lieu thereof the figure "3"; and further amend the Standing Committee Amendments, Amendment No. 4, page 3, Section 5, lines 16 and 17—page 3, Amendment No. 4, Section 5, lines 16 and 17 of the mimeographed amendments—by striking therefrom the words "permanently appropriated" therein and by inserting in lieu thereof the words "made available"; and in line 18 of said Section 5, insert after the word "Act" the following:

"during any biennium, if and when specifically appropriated by the Legislature to the uses and purposes of said fund".

V. Amend the Standing Committee Amendments, page 3, Amendment No. 4, Section 6, lines 5, 10 and 16—page 3, Amendment No. 4, Section 6, lines 5, 10 and 16 of the mimeographed amendments—by striking the words "County Treasurer" wherever the same appear therein and by inserting in lieu thereof in each case respectively the words "county treasurer".

VI. Amend the Standing Committee Amendments, Amendment No. 4, page 4, Section 7, (d), line 16—Amendment No. 4, page 4, Section 7, (d), line 16 of the mimeographed amendments, by striking therefrom, and wherever the same appears elsewhere in the bill, the following:

"and/".

VII. Amend the Committee of the Whole Amendments, page 2, Amendment H., line 5—mimeographed amendments, page 1, paragraph 8, line 5—by striking the punctuation "." after the word "Act".

VIII. Amend the Committee of the Whole Amendments, page 2, Amendment I, line 3—mimeographed amendments, page 2, paragraph 1, line 3—by inserting the punctuation "," before the word "said" therein.

IX. Amend the Standing Committee Amendments, page 10, Amendment No. 4, Section 15, line 11—the mimeographed amendments, page 10, Amendment No. 4, Section 15, line 11—by striking the punctuation "," after the word "charge" therein.

LEGISLATIVE BILL NO. 90. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 90:

I. Amend the printed bill, page 1, Section 1, line 3—page 1, Section 1, line 3 of the original bill—by inserting the word "Session" before the word "Laws" therein.

II. Amend the printed bill, page 2, Section 2, line 3—page 3, Section 2, line 3 of the original bill—by inserting the word "Session" before the word "Laws" therein.

III. Amend the printed bill, page 1, title, line 3—page 1, title, line 5 of the original bill—by inserting the word "Session" before the word "Laws" therein; and in line 7 of the title of the printed bill —line 11 of the title of the original bill—insert the words "as amended" after the word "subsections" therein.

LEGISLATIVE BILL NO. 183. Placed on Select File.
LEGISLATIVE BILL NO. 286. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 286:

I. Amend the printed bill, page 1, preamble, paragraph 1, line 9—page 1, preamble, paragraph 1, line 11 of the original bill—and also amend the printed bill, page 2, preamble, paragraph 3, line 18 —page 2, preamble, paragraph 3, line 23 of the original bill—by inserting the conjunction "and" after the last punctuation "," in each of said lines respectively.

LEGISLATIVE BILL NO. 165. Placed on Select File with amendment.

Enrollment and Review amendment to L. B. No. 165:

I. Amend the original bill, page 3, Section 1, line 57 by striking the word "before" therein.

LEGISLATIVE BILL NO. 314. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 314:

I. Amend the Standing Committee Amendments, page 2, Amendment No. 2, line 5, by striking the figures "**300**" therein and by inserting in lieu thereof the figures "**314**".

II. Amend the printed bill, page 2, Section 1, line 18—page 3, Section 1, line 24 of the original bill—by striking "in case" and by inserting "**for**" in lieu thereof.

LEGISLATIVE BILL NO. 561. Placed on Select File.
LEGISLATIVE BILL NO. 566. Placed on Select File.
LEGISLATIVE BILL NO. 182. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 182:

I. Amend the printed bill, page 1, title, line 4—page 1, title, line 6 of the original bill—by inserting the conjunction "and" after the punctuation ";" and before the preposition "to" therein.

LEGISLATIVE BILL NO. 201. Correctly engrossed.
LEGISLATIVE BILL NO. 399. Correctly re-engrossed.
LEGISLATIVE BILL NO. 131. Correctly enrolled.
LEGISLATIVE BILL NO. 222. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 131.
LEGISLATIVE BILL NO. 222.

APPROVED BY GOVERNOR

April 20th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 216
Legislative Bill No. 241
Legislative Bill No. 411

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

REPORT OF SIFTING COMMITTEE

Mr. President: We, your Sifting Committee, recommend that the following bills be placed on General File:

LEGISLATIVE BILL NO. 60.
LEGISLATIVE BILL NO. 352.
LEGISLATIVE BILL NO. 306.
LEGISLATIVE BILL NO. 567.
LEGISLATIVE BILL NO. 144.
LEGISLATIVE BILL NO. 224.
LEGISLATIVE BILL NO. 506.
LEGISLATIVE BILL NO. 481.
LEGISLATIVE BILL NO. 383.
LEGISLATIVE BILL NO. 445.

(Signed) R. C. REGAN, Chairman.

Mr. Brady was excused for the remainder of the morning session.

MOTION—To Convene at 8:30 A. M.

Mr. President: I move that the rules be suspended and that hereafter we convene at 8:30 A. M. each day and adjourn at 1:00 P. M.

(Signed) W. H. DIERS.

The motion was lost with 15 ayes, 13 nays, 15 not voting.

Mr. Joseph H. Black, president of the Future Farmers of America, addressed the Legislature briefly.

PRESENTED TO GOVERNOR

April 21, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 10:25 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 412.
LEGISLATIVE BILL NO. 67.
LEGISLATIVE BILL NO. 310.

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 189. (With emergency clause)

A Bill for an Act relating to labor; relating to unemployment compensation; relating to employment of labor and free employment services; to create an unemployment compensation fund; to provide for separate employer reserve accounts in said fund, for credits therefor and charges thereto; to provide for the payment of benefits from said fund to persons eligible therefor and for the times and amounts of such payments and the making and prosecution of claims therefor; to provide for contributions by certain employers to said fund and the collection thereof by suit and otherwise, and adjustments and refunds thereof in certain cases, and for the times and amounts of such contributions; to define the classes of employees who are and are not subject to or covered by the provisions hereof; to define their qualifications and disqualifications to receive benefits provided for herein; to provide for the period and termination of coverage of employers; to provide for the protection of rights and benefits hereunder; to provide for the custody, management, investment, disposition and disbursement of said unemployment compensation fund; to provide for an administrative organization to administer the provisions hereof; to designate the commissioner of labor as the head of such administration; to create a division of unemployment compensation in the Department of Labor; to provide for personnel and duties thereof; to provide for appeal tribunals, advisory councils and other agents and officers in said division; to provide for the making and promulgation of rules and regulations hereunder; to provide for appeals from decisions of administrative bodies to courts of record; to authorize the making of reciprocal arrangements hereunder with other domestic governments; to create an unemployment compensation administration fund and to provide for the custody, management, investment, disposition and distribution thereof; to raise moneys for the purposes of this Act; to appropriate moneys for the purposes hereof; to define certain terms as used in this Act; to define certain crimes and offenses under this Act and to provide penalties therefor; to amend Sections 2, 4 and 5, Chapter 107, Session Laws of Nebraska, 1935, relating to the state employment service, the administration thereof, free employment offices therefor and funds therefor; to make the state employment service a coordinate division in the Department of Labor with said division of unemployment compensation; to provide for payment of benefits through employment offices; to create a special employment service account in said unemployment compensation administration fund; to provide for cooperation for the purposes of this Act with various agencies of the United States; to provide with reference to representation in court of the administrators of this Act and certain parties to controversies hereunder; to reserve the right to amend or repeal all or any part of this Act at any time; to provide saving clauses; to appropriate the sum of Seventy Thousand Dollars ($70,000.00) for the employment service account for the biennium ending June 30, 1939; to appropriate the sum of Ten Thousand Dollars ($10,000.00) for the uses and purposes of the Unemployment Compensation Administration Fund for the biennium ending June 30, 1939 and to provide for its repayment; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, E. A.	Diers	Miller	Slepicka

Adams, J., Jr.
Armstrong
Brandt
Brodecky
Cady
Carlson
Carsten
Comstock
Dafoe
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
McMahon
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Reynolds
Schultz
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 2:

Knickrehm
Pizer

Not voting, 3:

Ashmore
Brady
Carpenter

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATIONS OF VOTE

Mr. President: Believing that the federal law will be declared unconstitutional and in order to save to the employers and employees of this state 90 per cent of the amount that they have paid to the federal government, I vote "Aye."

(Signed) LELAND R. HALL.

Mr. President: If this multitudinously worded bill should be upheld by the Supreme Court I will be surprised. Appreciating the fact, however, that our state is compelled to enact such a measure which, in my opinion, is unconstitutional, I very reluctantly vote "Aye."

(Signed) DIERS.

Mr. President: I am voting yes on L. B. No. 189 because labor and industry apparently agree on the bill. I do not like this "must" legislation forced onto the state by the federal government and question the constitutionality of this bill.

(Signed) A. L. MILLER.

LEGISLATIVE BILL NO. 395. (With emergency clause)

A Bill for an Act relating to the Legislature; to create and establish a "Legislative Council" from the members thereof; to provide for their selection, terms, powers, rules, reports and duties; to regulate the functions, expenditures and other activities of said council; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 31:

Adams, J., Jr.
Armstrong
Ashmore
Brodecky
Cady
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Nuernberger
Norton
Peterson, C. H.
Peterson, J. B.
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 8:

Brandt
Carlson
Frost
Howard
Pizer
Regan
Schultz
Worthing

Not voting, 4:

Adams, E. A.
Brady
Reynolds
Strong

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATIONS OF VOTE

Mr. President: Just another tax-eating commission. I vote "No."

(Signed) SCHULTZ.

Mr. President: I vote "No" for the reason that this Legislature is over-zealous in providing advice for the next session.

(Signed) HOWARD.

LEGISLATIVE BILL NO. 416.

A Bill for an Act to amend Section 26-115, Compiled Statutes of

Nebraska, 1929, relating to county government and officers; to provide that when jurors in the district courts present their certified statements to the county clerks, that in the absence of sufficient funds upon which to draw said warrants, such amount due upon said certified statements shall draw interest at the rate of six per cent per annum until paid; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brodecky
Cady
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Brady
Brandt
Carlson
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 137. (With emergency clause)

A Bill for an Act relating to unfair competition and local discrimination; to make certain unfair and discriminatory practices unlawful; to define the duties of the Attorney General with respect thereto; to declare certain contracts illegal and forbid recovery thereon; to provide penalties for the violation thereof; to repeal Sections 59-501, 59-502, 59-503, 59-504, 59-505, 59-506, 59-507 and 59-508, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third

Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Brodecky
Cady
Carlson
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 4:

Ashmore
Carpenter
Strong
Wells

Not voting, 3:

Brady
Nuernberger
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 551.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-seventh Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 551. Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 11:25 A. M. Mr. Dafoe moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Brandt in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 60. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-fourth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 60:

1. Amend the Standing Committee amendments, mimeographed, page 1, amendment 5, line 6 by inserting after the figures **"1941"** therein the following:

"for a term of two years and in 1943";

and in line 11 of said Standing Committee Amendments, amendment 5, mimeographed, insert after the word **"respectively"** the following:

", except for the terms of office commencing in 1941, as hereinbefore provided,".

2. Amend the Standing Committee Amendments, mimeographed, **page 2, amendment 8**, line 1 by striking the figures "15" and by inserting in lieu thereof the figures "16".

3. That said Committee on Enrollment and Review edit, phrase and amend said Legislative Bill No. 60, as amended, so that said Comptroller be elected on the general election ballot, and not nominated and elected in a non-partisan manner; and that the report of said Committee on Initial Enrollment and Review strictly comply with the terms of this motion.

4. Amend L. B. 60, Sec. 8, lines 5 and 9 by striking out the word "majority" and inserting the words "three-fifths".

5. Amend the printed bill, page 5, by inserting immediately

after Section 5, line 6 a new section to be numbered as follows:

'Sec. 5. That Section 13, Article IV, Constitution of Nebraska, be amended to read as follows:

(Note: Capital letters indicate stricken matter, blackface type indicates new matter)

"Sec. 13. The Governor, ATTORNEY GENERAL, AND SECRETARY OF STATE **Superintendent of Public Instruction and Comptroller** shall constitute a board to be known as the Board of Pardons, of which the Governor shall be chairman. Said board, or a majority thereof, shall have power to remit fines and forfeitures and to grant commutations, pardons and paroles after conviction and judgment, under such conditions as may be prescribed by law, for any offenses committed against the criminal laws of this state except treason and cases of impeachment. But no fine or forfeiture shall be remitted, and no commutation, pardon or parole granted except upon the approval of a majority of the board after a full hearing in open session, and not until notice of the time and place of such hearing, and of the relief sought, shall have been given by personal service thereof upon the judge of the court by which the sentence was pronounced and the county attorney of the county where the offense was committed. Provided, however, the Governor shall have power to grant respites or reprieves in all cases of conviction for offenses against the laws of the state, except treason and cases of impeachment, but such respites or reprieves shall not extend beyond the next meeting of the Board of Pardons, and in no case for a greater period than thirty days. The proceedings and decisions shall be reduced to writing, and with the reasons for such action in each case, signed by the members of the board concurring therein, and with all papers used upon the hearing including the dissent of any member who may not concur, shall be filed in the office of the SECRETARY OF STATE **Comptroller.** The governor shall communicate to the Legislature, at each regular session, each case of remission of fine, forfeiture, reprieve, commutation, pardon or parole, granted since the last previous report, stating the name of the convict, the crime of which he was convicted, the sentence and its date, and the date of remission, commutation, pardon, parole or reprieve, with the reasons for granting the same, and the objections, if any, of any members of the board made thereto. The board shall have power to suspend the execution of the sentence imposed for treason until the case can be reported to the Legislature at its next session, when the Legislature shall either grant a pardon, or commute the sentence or direct the execution, or grant a further reprieve." '.

Amend the printed bill, page 10, Section 17, line 2 by inserting the figures and punctuation "13," before the figures "21" therein.

Amend the printed bill, page 10, Section 18, line 15, and page 11, Section 18, line 30, by inserting after the word and punctuation "therein;" the following: "to provide that the Governor, Superintendent of Public Instruction and Comptroller shall compose the Board of Pardons;".

Amend the printed bill, page 1, title, line 3 by inserting the figures and punctuation "13," before the figures "21" therein; and in line 17 of said title insert after the word and punctuation "state;" therein the following:

"to provide that the Governor, Superintendent of Public Instruction and Comptroller shall constitute the Board of Pardons;".

Renumber said sections of the printed bill, to correspond with the foregoing amendments.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 60, be indefinitely postponed.

TRACY T. FROST.

A record vote was demanded.

Voting in the affirmative, 14:

Adams, E. A.
Ashmore
Brodecky
Carlson
Carpenter
Frost
McMahon
Neubauer
Nuernberger
Schultz
Slepicka
Strong
Warner
Worthing

Voting in the negative, 24:

Adams, J., Jr.
Armstrong
Brandt
Cady
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Norton
Peterson, J. B.
Pizer
Regan
Reynolds
Thomas
Von Seggern
Wells

Not voting, 5:

Brady
Carsten
Comstock
Peterson, C. H.
Tvrdik

A majority having failed to vote in the affirmative, the motion was lost.

(Signed) HENRY BRANDT, Chairman.

The report was adopted.

MOTION—To Recess

At 12:25 P. M. Mr. Miller moved that the Legislature recess until 2:00 P. M.

SUBSTITUTE MOTION

Mr. Worthing moved as a substitote motion to adjourn until Thursday morning at 8:30 A. M.

The substitute motion was lost and the original motion prevailed.

AFTER RECESS

The Legislature reconvened at 2:00 P. M., Speaker Warner presiding.

The roll was called and all members were present except Brodecky and McMahon who were excused.

MOTION—To Adjourn

Mr. President: I move we adjourn.

HARRY L. PIZER.

The motion was lost.

COMMITTEE OF THE WHOLE

At 2:05 P. M. Mr. Brandt moved that the Legislature resolve itself into a Committee of Whole to consider bills on General File.

The motion prevailed.

Mr. Brandt in the Chair; later Mr. Ashmore.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 352. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-fifth Day. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 306. Referred to Committee on Enrollment and Repiew for review with amendments.

Committee of the Whole amendments to L. B. No. 306:

1. Amend the printed bill, page 1, Section 1 by striking that part of said section commencing with the first word "The" in line 1 down to and including the word and punctuation "sessions." in line 6, and by inserting in lieu thereof the following:

"The legislative council of the Legislature may, within such appropriation made by the Legislature for that purpose during any biennium, appoint a constitutional reviewer of bills to serve the Legislature for not more than thirty days before its sessions and after commencement of the session subject to the approval of the Legislature.

2. Amend the printed bill, page 1, Section 1, line 10 by inserting after the first article "the" therein the words "Nebraska Legislative Reference".

3. Amend the printed bill, page 1, Section 2, line 3 by inserting the word "said" after the first article "the" therein.

LEGISLATIVE BILL NO. 144. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixtieth Day. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 224. Referred to Committee on Enrollment and Review for review with amendment.

Committee of the Whole amendment to L. B. No. 224:

Amend the printed bill by adding the emergency clause to the body and title of the bill.

LEGISLATIVE BILL NO. 506. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 481. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixty-second Day. These amendments were adopted in Committee of the Whole, except amendment No. 2.)

Committee of the Whole amendment to L. B. No. 481:

Amend the printed bill as follows:

1. Page 4, line 27, insert new section to be numbered in accordance with Standing Committee amendments as Section 4 as follows:

"Sec. 4. The owner of any sewerage system or sewage disposal plant services provided for in Article 14, Chapter 18, C. S. Supp., 1933, as amended, is hereby authorized to extend the same beyond the limits of the city or village which it serves, under the same conditions as nearly as may be as within such corporate limits, and to charge to users of its services reasonable and fair rates consistent with those charged or which might be charged within such corporate limits and consistent with the expense of extending and maintaining the same for the users thereof outside such corporate limits at a fair return to the owner thereof."

2. Amend the title to the printed bill as follows: Line 2, insert after "ACT" the words, "relating to sewage;". Line 22, insert after "levied;" the words, "to authorize the extension of sewerage systems and sewage disposal plant srevices beyond corporate limits; to provide for charges therefor;".

3. Amend the title to conform to the amendments adopted.

LEGISLATIVE BILL NO. 383. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as reported in the Legislative Journal for the Seventy-sixth Day. These amendments were adopted in Committee of the Whole.)

(Signed) HUGH B. ASHMORE, Chairman.

The report was adopted.

MOTION—To Adjourn

At 3:50 P. M. on motion of Mr. Haycock the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

SEVENTY-NINTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 22, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Seventy-eighth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Dunn, Mr. Comstock, favoring L. B. No. 271; Mr. Slepicka, opposing L. B. No. 324, L. B. No. 326 and L. B. No. 330; and Mr. Haycock, asking that the Legislature memorialize Congress to pass H. R. 4199.

COMMUNICATIONS

A letter was read from the widow and family of the late W. G. Kieck acknowledging with appreciation the tribute by this Legislature to Judge Kieck.

Letters were read from Vice President, John N. Garner, Senator Edward R. Burke, and Congressmen Harry B. Coffee, Karl Stefan and Charles F. McLaughlin acknowledging receipt of the resolution memorializing Congress to enact S. 419.

A letter was also read from the Omaha Real Estate Board requesting that L. B. No. 481 be amended so that the matter of levy as mentioned therein be referred to the voters for decision.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 388. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 388:

I. Amend the printed bill, page 1, title, line 5—page 1, title, line 5 of the original bill—by inserting after the word "empowering" therein the following:

"the Governor and".

II. Amend the printed bill, page 2, Section 3, line 12—page 3, Section 3, line 12 of the original bill—by striking the word "three" and by inserting in lieu thereof the word "five".

III. Amend the printed bill, page 5, Section 9, line 11—page 6, Section 9, line 12 of the original bill—by striking therefrom the words "state funds" and by inserting in lieu thereof the following:

"fund arising out of any state levy on real or personal property".

IV. Amend the original bill, page 6, Section 10, line 7 by striking the word "conspicuoulsy" and by inserting in lieu thereof the word "conspicuously" after the word "display" therein.

V. Amend the printed bill, page 5, Section 10, line 10—page 7, Section 10, line 11 of the original bill—by inserting the punctuation "," after the word "salesman" and before the word "as" therein.

VI. Amend the printed bill, page 6, Section 11, line 3—page 7, Section 11, line 3 of the original bill—by inserting the punctuation "," after the word "vehicles" and before the word "he" therein.

VII. Amend the printed bill, page 6, Section 11, line 7—page 7, Section 11, line 7 of the original bill—by inserting the punctuation "," after the word "employment" and before the article "the" therein.

VIII. Amend the printed bill, page 6, Section 11, line 11—page 7, Section 11, line 12 of the original bill—by inserting the punctuation ";" after the word "Administrator" therein.

IX. Amend the original bill, page 8, Section 12, line 12 by striking the word "midleading" and by inserting in lieu thereof the word "misleading".

X. Amend the printed bill, page 9, Section 16, line 11—page 11, Section 16, lines 11 and 12 of the original bill—by engrossing the words "District Court" in lower case.

XI. Amend the printed bill, page 12, Section 17, line 75—page 14, Section 17, line 65 of the original bill—by striking "; provided," therein and by inserting in lieu thereof "**:Provided**"; and on page 12, Section 17, line 83 of the printed bill—page 14, Section 17, line 73 of the original bill—by striking the punctuation "." and by inserting in lieu thereof the punctuation "**:**".

XII. Amend the printed bill, page 12, Section 17, lines 86, 88 and 91—page 14, Section 17, lines 76, 78, 80 and 82 of the original bill—by engrossing the word "State" wherever the same appears, in lower case.

XIII. Amend the printed bill, page 12, Section 17, line 95—page 14, Section 17, line 83 of the original bill—by striking the punctuation "." and by inserting in lieu thereof the punctuation "**:**".

XIV. Amend the printed bill, page 12, Section 17, line 100—page 15, Section 17, line 88 of the original bill—by inserting the words "**State Engineer for the**" before the word "Department" therein

XV. Amend the printed bill, page 12, Section 17, lines 104 and 105—page 15, Section 17, line 92 of the original bill—by striking therefrom ". Provided, further" and by inserting in lieu thereof the following: "**: Provided**".

XVI. Amend the printed bill, page 12, Section 17, lines 107 and 108—page 15, Section 17, line 85 of the original bill—by striking therefrom ". Provided further, however," and by inserting in lieu thereof the following:

"**; and provided further,**".

XVII. Amend the printed bill, page 13, Section 19, line 4—page 15, Section 19, line 3 of the original bill—by inserting the punctuation and word ", shall" after the word "thereof" and before the word "be"; and on page 13, Section 19, line 3 of the printed bill—page 15, Section 19, line 3 of the original bill—insert after the word "shall" and before the word "upon" therein the following:

"be deemed guilty of a misdemeanor, and,".

LEGISLATIVE BILL NO. 495. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 495:

I. Amend the printed bill, page 1, Section 1, lines 10 and 11—page 2, Section 1, lines 13 and 15 of the original bill—by striking "Enacting this Act into law, it is the intention of the Leigslature that all" therein and by inserting the word "All" in lieu thereof.

LEGISLATIVE BILL NO. 392. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 392:

I. Amend the printed bill, page 1, title, lines 3 and 4—page 1, title, line 5 of the original bill—by striking therefrom the words "and grounds" and by inserting in lieu thereof the following:

", its grounds and the furniture and equipment therein".

LEGISLATIVE BILL NO. 367. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 367:

I. Amend the original bill, page 9, Section 5, lines 69 and 72, by striking "one half" wherever the same appears therein and by inserting in lieu thereof "one-half" in each case respectively.

II. Amend the printed bill, page 19, Section 22, line 2—page 21, Section 22, line 3 of the original bill—by striking "article" and by inserting in lieu thereof "Act".

III. Amend the printed bill, page 22. Section 26, line 39—page 24, Section 26, line 44 of the original bill—by striking "article" and by inserting in lieu thereof "Act".

IV. Amend the Standing Committee Amendments, pages 13 and 14, Amendments 36 and 37, by renumbering Sections 40, 41 and 42 as Sections 39, 40 and 41 respectively.

V. Amend the Standing Committee Amendments, page 14, Amendment 37, line 14, by striking "wise" and by inserting in lieu thereof "way".

VI. Amend the Standing Committee Amendments, page 10, Amendment 31, line 3, by striking "3" therein and by inserting "5" in lieu thereof.

VII. Amend the Standing Committee Amendments, page 7, Amendment 24, line 11, by striking "after" therein and by inserting "before" in lieu thereof.

LEGISLATIVE BILL NO. 140. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 140:

I. Amend the Standing Committee amendments, page 2, Amendment 7, line 6—the Standing Committee amendments, mimeographed, page 1, Amendment 7, line 7—by inserting after the word "funds" therein the following:

"in amount up to $30,000.00,".

II. Amend the Committee of the Whole Amendments, paragraph 3, line 2 by inserting after the symbol and figures "$30,000.00" the punctuation ",".

III. Amend the printed bill, page 2, Section 1, line 27—page 2, Section 1, line 31 of the original bill—by striking the conjunction "and" therein and by inserting in lieu thereof the word **"all"**.

LEGISLATIVE BILL NO. 515. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 515:

I. Amend the printed bill, page 2, Section 1, line 17—page 2, Section 1, line 22 of the original bill—by inserting after the figures **"1933"** the following:

", as amended by Section 2, Chapter 152, Session Laws of Nebraska, 1935".

II. Amend the printed bill, page 3, Section 2, line 11—page 4, Section 2, line 14 of the original bill—by striking the punctuation **","** after the word **"board"** and by inserting in lieu thereof the following:

"and the treasurers".

III. Amend the printed bill, page 1, title, line 3—page 1, title, line 5 of the original bill—by striking the word "revenue" and by inserting in lieu thereof the words "deposits of public funds".

LEGISLATIVE BILL NO. 364. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 364:

I. Amend the printed bill, page 1, title, line 3—the original bill page 1, title, line 4—by striking therefrom "(53,000.00) Fifty Three Thousand dollars" therein and by inserting in lieu thereof "Fifty-three Thousand Dollars ($53,000.00)".

II. Amend the printed bill, page 2, Section 5, line 3—the original bill, page 3, Section 5, line 4—by striking therefrom "Fifty Three Thousand 53,000.00 dollars" and by inserting in lieu thereof the following:

"Fifty-three Thousand Dollars ($53,000.00)".

LEGISLATIVE BILL NO. 245. Correctly engrossed.
LEGISLATIVE BILL NO. 246. Correctly engrossed.
LEGISLATIVE BILL NO. 551. Correctly engrossed.
LEGISLATIVE BILL NO. 395. Correctly enrolled.
LEGISLATIVE BILL NO. 416. Correctly enrolled.
LEGISLATIVE BILL NO. 137. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 395
LEGISLATIVE BILL NO. 416
LEGISLATIVE BILL NO. 137

PRESENTED TO GOVERNOR

April 22, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 8:50 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 222.
LEGISLATIVE BILL NO. 131.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 568.

CHARLES A. DAFOE.

The motion prevailed with 36 ayes, no nays, 7 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 568. By Dafoe.

A Bill for an Act to amend Sections 2 and 10, Legislative Bill No. 14, Fifty-Second Session, Nebraska State Legislature, relating to public convenience and welfare; to provide that the practice of professional engineering shall not include the services ordinarily performed by those who plan, design or supervise construction within their own plant or plants in which they are permanently employed; to provide that graduation in a course other than engineering or architecture from a college or university of recognized standing shall be considered equal to four years of active practice if the college course shall have contained at least forty hours of mathematics and physical science; to repeal said original sections; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 568 read the second time.

CHARLES A. DAFOE.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 568. By Dafoe.

MOTION—To Suspend Rules and Place on General File

Mr. President: I move that the rules be suspended and that L. B. No. 568 be placed on General File.

CHARLES A. DAFOE.

The motion prevailed with 31 ayes, no nays, 12 not voting.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 560. (With emergency clause)

A Bill for an Act to amend Sections 39-1194, 39-1195, 39-1196, 39-1197, 39-1198 and 39-1199, C. S. Supp., 1933, relating to motor vehicles; to provide that all motor vehicles shall be equipped with safety glass as therein defined; to provide penalties for the violation thereof; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 0.

Not voting, 5:

Adams, E. A.
Carpenter
Carsten
Johnson, W. R.
Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 231.

A Bill for an Act to amend Section 77-1908, Compiled Statutes of Nebraska, 1929, as amended by Section 33, Legislative Bill No. 1, Fifty-Second Session, Nebraska State Legislature, relating to revenue; to accelerate the collection and distribution of county taxes by creating a delinquent tax sinking fund; to provide for the management of said fund; and to repeal said original section as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Adams, E. A.
Ashmore
Cady
Johnson, W. R.
McMahon

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 365.

A Bill for an Act to amend Section 71-2108, Compiled Statutes of Nebraska, 1929, relating to public health and welfare; to prescribe the original registration and the renewal fees for licensed cosmetologists; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Adams, E. A.
Ashmore
Cady
Frost
Johnson, W. R.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 414. (With emergency clause)

A Bill for an Act to permit the personal representative of C. B. Nellis to file suit against the State of Nebraska in the District Court of Holt County, Nebraska, for the purpose of having a fair and impartial adjudication of the claim for wrongful death of said C. B. Nellis which was the result of an accident which occurred on U. S. Highway No. 20 at a point about three miles west of Stuart, Nebraska, on January 28, 1937, between an automobile driven by said deceased and an automobile belonging to the State of Nebraska and being driven by one of its employees; to provide for the waiver of sovereignty on the part of the State of Nebraska for the prosecution of said suit; and to provide for liability on the part of the State of Nebraska in the premises, if any; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 29:

Adams, J., Jr.
Frost
Murphy
Reynolds

Brady
Brodecky
Carpenter
Carsten
Dafoe
Diers
Dunn
Gantz
Hall
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Schultz
Slepicka
Thomas
Tvrdik
Wells
Worthing

Voting in the negative, 5:

Brandt
Carlson
Regan
Strong
Von Seggern

Not voting, 9:

Adams, E. A.
Armstrong
Ashmore
Cady
Comstock
Haycock
Howard
Miller
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 243.

A Bill for an Act to permit Laura Eleanor Haynes, Administratrix of the Estate of Thomas Haynes, deceased, to file suit against the State of Nebraska in the District Court of Lancaster County, Nebraska, for the purpose of having a fair and impartial adjudication of her claim, as such Administratrix, for damages sustained by her and the next of kin of said Thomas Haynes, deceased, on account of the death of said decedent resulting from injuries received by him when the automobile which he was driving on the K N D Highway on July 29, 1930, struck loose moist earth immediately south of two cement culverts extending across said highway at a point about one-half mile south of the City of Albion, Nebraska; to provide for the waiver of sovereignty on the part of the State of Nebraska for the prosecution of said suit; and to create liability on the part of the State of Nebraska in the premises.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Adams, J., Jr.
Brady
Brodecky
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Worthing

Voting in the negative, 8:

Armstrong
Miller
Neubauer
Regan
Strong
Von Seggern
Warner
Wells

Not voting, 9:

Adams, E. A.
Ashmore
Brandt
Cady
Carlson
Comstock
Haycock
Howard
Nuernberger

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 438. (With emergency clause)

A Bill for an Act to permit Erick Skogman and Earl Skogman, father and son, of Omaha, Nebraska, to file suit against the state of Nebraska in the district court of Cuming County, Nebraska, for the purpose of having a fair and impartial adjudication of their claim for damages in tort for personal injuries and property damage sustained by them on July 13, 1935, when an automobile in which they were riding precipitated into a deep, unguarded and unlighted hole in State Highway No. 8, at a point about two miles south of the city of West Point, Nebraska; to provide for the waiver of soverignty on the part of the state of Nebraska for the prosecution of said suit; to admit and create liability and permit recovery of damages against the state of Nebraska in the premises, if any there be; to waive the defense of the statute of limitations on behalf of said state; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 26:

Adams, E. A.
Adams, J., Jr.
Brady
Brodecky
Carpenter
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Johnson, R. W.
Johnson, W. R.
Knickrehm
Murphy
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Worthing

Voting in the negative, 11:

Brandt
Carlson
Howard
McMahon
Miller
Neubauer
Nuernberger
Regan
Von Seggern
Warner
Wells

Not voting, 6:

Armstrong
Ashmore
Cady
Carsten
Comstock
Haycock

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 438 With Emergency Clause Stricken

Voting in the affirmative, 26:

Adams, E. A.
Adams, J., Jr.
Brady
Brodecky
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Johnson, R. W.
Johnson, W. R.
Knickrehm
Murphy
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Strong
Thomas
Tvrdik
Worthing

Voting in the negative, 8:

Carlson
Howard
Miller
Neubauer
Regan
Von Seggern
Warner
Wells

Not voting, 9:

Armstrong
Ashmore
Brandt
Cady
Comstock
Haycock
McMahon
Nuernberger
Slepicka

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

SIFTING COMMITTEE

Mr. President: We, your Sifting Committee, recommend that the following bills be placed on General File:

LEGISLATIVE BILL NO. 499.
LEGISLATIVE BILL NO. 244.
LEGISLATIVE BILL NO. 302.
LEGISLATIVE BILL NO. 565.
LEGISLATIVE BILL NO. 263.
LEGISLATIVE BILL NO. 450.
LEGISLATIVE BILL NO. 461.
LEGISLATIVE BILL NO. 405.
LEGISLATIVE BILL NO. 212.

(Signed) R. C. REGAN, Chairman.

SELECT FILE

LEGISLATIVE BILL NO. 178.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 178 be indefinitely postponed.

R. M. HOWARD.

A call of the Legislature was ordered.

The call was raised.

The motion was lost with 16 ayes, 23 nays, 4 not voting.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 178.

LESTER L. DUNN.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move that L. B. No. 178 be amended as follows:

Specific Amendments to L. B. No. 178:

1. Amend the Committee of the Whole amendments, mimeographed, page 2, line 13 by inserting the words "for hire" after the word "carrying" and before the word "live-stock" therein; and in line 14 on said page 2 of said amendments insert after the word "commodities" and before the preposition "to" therein the following:

"or other commodities used in the production of agricultural products".

2. Amend the Committee of the Whole Amendments by striking lines 9 and 10 on page two of such amendments (which amendment strikes the two words "and contract" added in Committee of the Whole).

3. Amend Standing Committee Amendments and Committee of the Whole amendments to L. B. 178 by striking all of sub-division (a) of Section 14 and insert in lieu thereof the following:

(a) The Commission is vested with power and authority, and it is hereby made its duty to prescribe minimum rates, fares and charges for contract carriers. The minimum rates, fares and charges prescribed shall become effective simultaneously with the rates prescribed by the Commission for common carriers.

(Signed) LESTER L. DUNN.

The motion prevailed.

LEGISLATIVE BILL NO. 90.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 183:

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

(Signed) ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 286.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

(Signed) ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 165.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

(Signed) ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 314.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

(Signed) ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 561.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

(Signed) ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 566.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

(Signed) ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 182.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

(Signed) ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 178.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 90.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 183.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 286.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 165.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 314.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 561.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 566.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 182.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Appoint Committee to Observe Arbor Day

Mr. President: I move that a committee of five be appointed by the Speaker to observe Arbor Day by planting a tree upon the Capitol grounds at 4:30 P. M. today as one of the acts of the first Unicameral Legislature of Nebraska.

(Signed) FRED L. CARSTEN.

The motion prevailed.

COMMITTEE APPOINTED

The Chair appointed Mr. Carsten, Mr. Dafoe, Mr. Pizer, Mr. Armstrong and Mr. Knickrehm to serve on said committee.

Mr. E. H. Powers, State Senator from Idaho, and Mr. John H. Steuteville, former Representative from Bridgeport, each addressed the Legislature briefly.

COMMITTEE OF THE WHOLE

At 11:30 A. M. Mr. Haycock moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Tvrdik in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 567. Report progress.

(Signed) CHARLES F. TVRDIK, Chairman.

The report was adopted.

MOTION—To Recess

At 12:10 P. M. John B. Peterson moved that the Legislature recess until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except E. A. Adams, McMahon and Thomas.

COMMITTEE OF THE WHOLE

At 1:35 P. M. Mr. Worthing moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Tvrdik in the Chair; later, R. W. Johnson.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 567. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 567:

Amend the printed bill, Section 1, by inserting: Farmers Union Co-operative Ass'n, Wisner, Nebr. $16.50 to come out of General Fund.

Amend the printed bill, Section 1, by inserting the following:

"Dr. C. M. Pierce, M.D.
Chadron, Nebraska

"For medical and surgical professional services rendered W. J. Phillips, a patient, adm. of Game, Forest and Park Fund. $131.25"

Amend the printed bill, Section 1, by inserting the claim of H. Hookstra in the amount of $40.00, to come out of General Fund.

Amend the printed bill, Section 1, by adding the claim of Clyde Sillivan of Sargent, Nebraska, for $25.00, hay and timber, to be paid out of the Gasoline Fund.

LEGISLATIVE BILL NO. 445. Report progress.

(Signed) R. W. JOHNSON, Chairman.

The report was adopted.

MOTION—To Adjourn

At 3:10 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTIETH DAY

Legislative Chamber,

Lincoln, Nebraska, April 23, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Seventy-ninth Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. McMahon, opposing L. B. No. 315 and Mr. Slepicka opposing L. B. No. 324, L. B. No. 326 and L. B. No. 330.

COMMUNICATIONS

A letter was read from M. H. McIntyre, assistant secretary to the President, acknowledging receipt of the resolution memorializing Congress to enact S. 419.

NOTICE OF COMMITTEE HEARINGS

Public Health and Miscellaneous Subjects

L. B. No. 568, Monday, April 26, 1937, 4:00 P. M.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 391. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 391:

I. Amend the printed bill, page 1, Section 1, line 5—page 1, Section 1, line 7 of the original bill—by inserting after the word and punctuation "shall," and before the word "under" therein the following:

", from and after the first Thursday after the first Tuesday in January, 1939,".

II. Amend the printed bill, page 2, Section 2, lines 6 and 10—page 3, Section 2, lines 8 and 14 of the original bill—by striking the word "constitute" and by inserting in lieu thereof in each of said lines respectively the following:

", from and after the first Thursday after the First Tuesday in January, 1939, be".

III. Amend the printed bill, page 1, title, line 8—page 1, title, line 14 of the original bill—by striking the word "constitute" therein and by inserting in lieu thereof the following:

", from and after the first Thursday after the first Tuesday in January, 1939, be".

LEGISLATIVE BILL NO. 90. Correctly engrossed.
LEGISLATIVE BILL NO. 183. Correctly engrossed.
LEGISLATIVE BILL NO. 182. Correctly engrossed.
LEGISLATIVE BILL NO. 286. Correctly engrossed.
LEGISLATIVE BILL NO. 165. Correctly engrossed.
LEGISLATIVE BILL NO. 561. Correctly engrossed.
LEGISLATIVE BILL NO. 566. Correctly engrossed.
LEGISLATIVE BILL NO. 560. Correctly enrolled.
LEGISLATIVE BILL. NO. 231. Correctly enrolled.
LEGISLATIVE BILL NO. 365. Correctly enrolled.
LEGISLATIVE BILL NO. 414. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 560
LEGISLATIVE BILL NO. 231
LEGISLATIVE BILL NO. 365
LEGISLATIVE BILL NO. 414

PRESENTED TO GOVERNOR

April 23, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 8:55 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 395
LEGISLATIVE BILL NO. 416
LEGISLATIVE BILL NO. 137

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

April 23, 1937

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has on April 22, 1937, approved the following act, viz:

Legislative Bill No. 412

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

REPORT OF SPECIAL COMMITTEE

Mr. President: Your tree planting committee, appointed April 22 (Arbor Day) begs leave to report that they have performed that duty in accordance with instructions by the Speaker. The tree was planted on the north-west part of the capitol grounds. It was a Pin Oak about ten feet in height and was donated by the Woods Brothers Corporation of Lincoln.

(Signed) FRED L. CARSTEN, Chairman.

The report was adopted.

MOTION—To Read Opinion

Mr. President: I move that the following message from the Attorney General be read before the Legislature and entered in the Journal.

FRANK J. BRADY.

The motion prevailed.

OPINION FROM ATTORNEY GENERAL

Lincoln

April 7, 1937

Honorable Frank J. Brady
Member of the Legislature
Building

Dear Senator:

We have, at your request, examined Legislative Bill No. 478. We have also given extensive consideration to briefs submitted by Wm. J. Hotz in support of the bill and by Eugene N. Blazer in opposition to it.

We consider that the object of the bill is meritorious, but we would prefer not to render a definite opinion as to its constitutionality for the reason that we recognize that this is a more or less advanced type of legislative pioneering in a legally unexplored field. Such advanced and progressive legislation usually invites legal tests involving its constitutionality.

We believe that the bill has merit and wish to assure you that in the event of its enactment and an attack on it in court, this office will be very pleased to assert and defend the constitutionality of the bill. It is only by the method of legal trial and error that progressive legislation is eventually put into its most workable form.

Yours very truly

(Signed) RICHARD C. HUNTER
Attorney General

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 201.

A Bill for an Act relating to state normal schools; to designate the principals of such schools as presidents thereof and to define their duties; to provide for the bonding of such presidents for the faithful performance of their duties and accounting for funds coming into their hands; to amend Sections 85-304, 85-309, 85-310, 85-316 and 85-317, Compiled Statutes of Nebraska, 1929; to repeal said original sections; and to repeal Section 85-319, Compiled Statutes of Nebraska, 1929.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams, E. A.
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 2:

Armstrong
Gantz

Not voting, 5:

Adams, J., Jr.
Cady
Comstock
Frost
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 399. (With emergency clause)

A Bill for an Act relating to banks and banking; authorizing and providing a method for the consolidation of savings and loan associations or building and loan associations; providing for a plan for such consolidation and the approval thereof by the Department of Banking; providing for a reduction in the capital stock of said association or associations and of the nominal or book value of the shares thereof, for the issuance of new certificates, for the distribution of any part of the assets among the shareholders and for authorization to the Department of Banking to direct or approve an equalization of the interests of the shareholders and distribution of assets in connection with any such consolidation; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 24:

Adams, E. A.
Armstrong
Brady
Brandt
Brodecky
Cady
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Norton
Peterson, C. H.
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Von Seggern
Warner

Voting in the negative, 11:

Carsten
Dafoe
Diers
Frost
McMahon
Miller
Murphy
Neubauer
Peterson, J. B.
Wells
Worthing

Not voting, 8:

Adams, J., Jr.
Ashmore
Carlson
Carpenter
Comstock
Nuernberger
Reynolds
Tvrdik

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 399 With Emergency Clause Stricken

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 25:

Adams, E. A.
Armstrong
Brady
Brandt
Brodecky
Cady
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Norton
Peterson, C. H.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Von Seggern
Warner

Voting in the negative, 10:

Carsten
Diers
Frost
McMahon
Miller
Murphy
Neubauer
Peterson, J. B.
Wells
Worthing

Not voting, 8:

Adams, J., Jr.
Ashmore
Carlson
Carpenter
Comstock
Dafoe
Nuernberger
Tvrdik

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 388.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-ninth Day)

Mr. President: I move the report of Committee on Enrollment and review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 388.

ERNEST A. ADAMS.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move that L. B. No. 388 be amended as follows:

Specific amendment to L. B. No. 388:

Amend the printed bill, page 9, Section 16, line 9 by striking the word "immediately" therein and by inserting in lieu thereof the following: ", within ten days,".

(Signed) ERNEST A. ADAMS.

The motion prevailed unanimously.

LEGISLATIVE BILL NO. 495.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 392.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 367.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 140.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 515.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 364.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 364 be indefinitely postponed.

(Signed) EARL W. CARPENTER.

The motion was lost.

LEGISLATIVE BILL NO. 71.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 71.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move to amend L. B. No. 71 as follows:

Specific amendments to L. B. No. 71:

(Note: Capital letters indicate stricken matter, blackface type indicates new matter)

1. Strike all amendments to the original and printed bill and strike all of said bill after the enacting clause and insert in lieu thereof the following:

"Section 1. That Section 17-401, C. S. Supp., 1933, as amended by Section 8, Chapter 10, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

17-401. Cities of the second class and villages governed by this chapter shall be bodies corporate and politic, and may sue and be sued; contract or be contracted with; acquire, hold and convey property, real or personal; have a common seal which they may change and alter at pleasure; and such other powers as may be conferred by law: PROVIDED, REAL PROPERTY SHALL ONLY BE CONVEYED BY THE PROPER AUTHORITIES OF SUCH CITY OR VILLAGE WHEN SO AUTHORIZED BY A VOTE OF THE ELECTORS THEREOF: PROVIDED, HOWEVER, SUCH CITY OR VILLAGE MAY, BY ORDINANCE, DIRECT THE SALE AND CONVEYANCE OF ANY REAL ESTATE WHICH IT MAY HAVE ACQUIRED THROUGH ANY FORM OF TAX SALE OR TAX LIEN FORECLOSURE UPON SUCH TERMS AS THE CITY COUNCIL OR BOARD OF TRUSTEES OF THE VILLAGE MAY DEEM BEST, WITHOUT SUBMITTING THE QUESTION OF SUCH SALE TO A VOTE OF THE PEOPLE, BUT BEFORE ANY SUCH SALE IS MADE THE CITY COUNCIL OR BOARD OF TRUSTEES SHALL ADVERTISE SUCH SALE FOR ONE CONSECUTIVE WEEK IN A LEGAL NEWSPAPER PUBLISHED IN THE CITY OR VILLAGE OR, IN CASE NO SUCH NEWSPAPER IS PUBLISHED IN THE CITY OR VILLAGE, IN A LEGAL NEWSPAPER PUBLIHED IN THE COUNTY IN WHICH SUCH CITY OR VILLAGE IS SITUATED; AND SUCH NOTICE SHALL SET OUT THE TIME, PLACE, TERMS, MANNER OF SALE, LEGAL DESCRIPTION, AND THE RIGHT TO REJECT ANY AND ALL BIDS: AND PROVIDED, WHEN ANY CITY HAVING MORE THAN ONE THOUSAND INHABITANTS AND LESS THAN FIVE THOUSAND INHABITANTS SHALL OWN REAL ESTATE WITHIN OR ADJOINING THE CORPORATE LIMITS OF SAID CITY, AND THE ELECTORS THEREOF SHALL HAVE AUTHORIZED BY A THREE-FIFTHS VOTE THAT SAID LAND MAY BE SOLD BY THE PROPER AUTHORITIES OF

SAID CITY THEN SAID LAND MAY BE SOLD IN ONE TRACT, OR IN SEVERAL, OR IT MAY BE SUBDIVIDED IN THE MANNER PROVIDED BY LAW FOR THE PURPOSE OF LAYING OUT ANY CITY OR VILLAGE, OR ANY ADDITION THENETO, AND IF SO SUBDIVIDED THE CITY SHALL COMPLY WITH ALL THE LAWS AND ORDINANCES GOVERNING A PRIVATE PERSON WHO SUBDIVIDES PROPERTY FOR THE SAME PURPOSE: AND PROVIDED, FURTHER, THAT NO TRACT, SUBDIVISION OR LOT SO CREATED OR SO ACQUIRED THROUGH ANY FORM OF TAX SALE OR TAX LIEN FORECLOSURE SHALL BE SOLD UNTIL SAID SALE IS AUTHORIZED BY THE AFFIRMATIVE VOTE OF THREE-FOURTHS OF ALL MEMBERS OF THE CITY COUNCIL OR BOARD OF TRUSTEES OF THE VILLAGE, THE SAME TO BE ENTERED OF RECORD. **The power of any city of the second class or village to convey any real estate owned by it, except real estate used in the operation of public utilites, shall be exercised by ordinance directing the conveyance of such real estate and the manner and terms thereof. Notice of such sale and the terms thereof shall be published for three consecutive weeks in a legal newspaper published in or of general circulation in such city or village immediately after the passage and publication of such ordinance: Provided, if a remonstrance against such sale signed by legal electors thereof equal in number to thirty per cent of the electors of such city or village voting at the last regular municipal election held therein, be filed with the governing body of such city or village within thirty days of the passage and publication of such ordinance, said property shall not then, nor within one year thereafter, be sold:** Provided, that real estate now owned or hereafter owned by city or village, as the case may be, may be conveyed without consideration to the STATE **State** of Nebraska for state armory sites, or if acquired for state armory sites, shall be conveyed strictly in accordance with the conditions of Section 1 of THIS ACT. **Chapter 10, Session Laws of Nebraska, 1935, Special.**

"Sec. 2. That said original Section 17-401, C. S .Supp., 1933, as amended by Section 8, Chapter 10, Session Laws of Nebraska, 1935, Special, is hereby repealed. That Section 17-562, Compiled Statutes of Nebraska, 1929, is hereby repealed."

2. Amend the printed bill, page 1, title—page 1, title, of the original bill—by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

"to amend Section 17-401, C. S. Supp., 1933, as amended by Section 8, Chapter 10, Session Laws of Nebraska, 1935, Special, relating to cities of the second class and villages; to authorize conveyances of real estate owned by such cities and villages by ordinance after publication of notice of such sale and subject to the right of the electors therein to prevent such sale by filing remonstrance with the governing body thereof; to repeal said original section as amended; and to repeal Section 17-562, Compiled Statutes of Nebraska, 1929."

ROBERT M. ARMSTRONG.

Mr. President: As a substitute motion I offer the following amendments to L. B. No. 71:

Specific Amendments to L. B. No. 71:

1. Strike all amendments to the original and printed bill.

2. Amend the printed bill, pages 1 and 2, by striking all of said bill after the enacting clause and by inserting in lieu thereof the following:

"Section 1. That Section 17-401, C. S. Supp., 1933, as amended by Section 8, Chapter 10, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

17-401. Cities of the second class and villages governed by this chapter shall be bodies corporate and politic, and may sue and be sued; contract or be contracted with; acquire, hold and convey property, real or personal; have a common seal which they may change and alter at pleasure; and such other powers as may be conferred by law: **Provided,** real property shall only be conveyed by the proper authorities of such city or village when so authorized by a vote of the electors thereof: PROVIDED, HOWEVER, ; **and provided further,** such city or village may, by ORDINANCE, **resolution** direct the sale and conveyance of any real estate WHICH IT MAY HAVE acquired through any form of tax sale or tax lien foreclosure **or any real estate owned by said city of the second class or village which the council or board of trustees of said city or village shall find, and by such resolution declare, to be of less value than five thousand dollars except real estate used in the operation of public utilities by said city or village,** upon such terms as the city council or board of trustees of the village may deem best, without submitting the question of such sale to a vote of the people, but before any such sale is made the city council or board of trustees shall advertise such sale for **three** ONE consecutive WEEK **weeks** in a legal newspaper published in the city or village or, in caes no such newspaper is published in the city or village, **then** in a legal newspaper published in **or of general circulation** in the county in which such city or village is situated; and such notice shall set out the time, place, terms, manner of sale, legal description of such **real estate,** and the right to reject any and all bids: AND PROVIDED, WHEN; **and if said bid or bids have not been rejected, then said real estate shall be sold to the highest bidder for cash and the mayor and the city clerk or the chairman of the board of trustees and the village clerk, as the case may be, upon authority of said resolution directing them so to do, shall convey said real estate to said highest bidder for said real estate upon payment by him of his bid therefor; and provided further, if a remonstrance against such sale signed by thirty per cent of the electors of such city or village voting at the last regular municipal election held therein, be filed with the governing body of such city or village three or more days prior to the day set for said sale, said property shall not then, nor within one year thereafter be sold.** When any city HAVING MORE THAN ONE THOUSAND INHABITANTS AND LESS THAN FIVE THOUSAND INHABITANTS **or village** shall own real estate within or adjoining the corporate limits of said city **or village**, and the electors thereof shall have authorized by a three-fifth vote that said land may be sold by the proper authorities of said city **or village** then said land may be sold in one tract, or in several, or it may be subdivided in the manner provided by law for the purpose of laying out any city or village, or any addition thereto, and if so subdivided the city shall comply with all the laws and ordinances governing a private person who subdivides property for the same purpose: PROVIDED, ; **and provided further,** that no tract, subdivision or lot so created or so acquired through any form of tax sale or tax lien foreclosure **or so declared to be of less value than five thousand dollars,** shall be sold until said sale is authorized by the affirmative vote of three-fourths of all members of the city council or board of trustees of the village, the same to be entered of record: **Provided,** that real estate now owned or hereafter owned by city or village, as the case may be, may be conveyed without consideration to the state of Nebraska for state armory sites, or if acquired for state armory sites, shall be conveyed strictly in accordance with the conditions of Section 1 OF THIS ACT **Chapter 10, Session Laws of Nebraska, 1935, Special.**

Sec. 2. That said original Section 17-401, C. S. Supp., 1933, as amended by Section 8, Chapter 10, Session Laws of Nebraska, 1935, Special, is hereby repealed."

3. Amend the printed bill, page 1, title, line 2 by striking the first figure "5" and by inserting in lieu thereof the figure "3"; and in line 3 of said title, insert the word "Session" before the word "Laws" therein; and in line 7 of said title strike the word "ten" and insert in lieu thereof the word "five".

(Signed) L. C. NUERNBERGER.

The substitute motion was lost and the original motion prevailed.

LEGISLATIVE BILL NO. 111.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 111.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move to amend L. B. No. 111 as follows:

Specific amendments to L. B. No. 111:

1. Strike all amendments heretofore adopted and recorded both to the printed and the original bill.

2. Amend the printed bill, pages 1 and 2—the original bill, pages 1, 2 and 3, by striking all of the body and text thereof after the enacting clause and by inserting in lieu thereof the following:

"Section 1. That Section 16-202, Compiled Statutes of Nebraska, 1929, as amended by Section 7, Chapter 10, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

16-202. The powerS GRANTED IN THE NEXT PRECEDING SECTION **to convey any real estate owned by the city, except real estate** used in the operation of public utilities, SHALL BE EXERCISED BY THE MAYOR AND CITY COUNCIL OF SUCH CITY AS HEREINAFTER SET FORTH; BUT THEY SHALL NOT HAVE POWER TO SELL ANY REAL ESTATE OF THE CITY, **and** except IN CASE OF real estate for state armory sites, as expressly provided in Section 16-201, Compiled Statutes of Nebraska, 1929, as amended by Section **6, Chapter 10, Session Laws of Nebraska, 1935, Special,** SENATE FILE NO. 11, FIFTY-FIRST (SPECIAL) SESSION, NEBRASKA STATE LEGISLATURE, UNLESS AUTHORIZED SO TO DO BY A VOTE OF THE MAJORITY OF THE ELECTORS OF SUCH CITY AT A SPECIAL ELECTION THEREFOR: PROVIDED, UPON THE AFFIRMATIVE VOTE OF THREE-FOURTHS OF ALL THE MEMBERS OF THE CITY COUNCIL, THE SAME TO BE ENTERED OF RECORD, SUCH CITY MAY BY ORDINANCE DIRECT THE SALE AND CONVEYANCE OF ANY SUCH REAL ESTATE WHICH THE CITY MAY HAVE ACQUIRED AT A SALE FOR DELINQUENT TAXES, AS HEREIN PROVIDED, UPON SUCH TERMS AS THE COUNCIL MAY DEEM BEST, WITHOUT FIRST SUBMITTING THE QUES-

TION OF SUCH SALE TO A VOTE OF THE PEOPLE. shall be exercised by ordinance directing the conveyance of such real estate and the manner and terms thereof. Notice of such sale and the terms thereof shall be published for three consecutive weeks in a legal newspaper published in or of general circulation in such city immediately after the passage and publication of such ordinance: Provided, if a remonstrance against such sale signed by legal electors thereof equal in number to thirty per cent of the electors of such city voting at the last regular municipal election held therein, be filed with the governing body of such city within thirty days of the passage and publication of such ordinance, said property shall not then, nor within one year thereafter, be sold.

"Sec. 2. That said original Section 16-202, Compiled Statutes of Nebraska, 1929, as amended by Section 7, Chapter 10, Session Laws of Nebraska, 1935, Special, is hereby repealed."

3. Amend the printed bill, page 1, title—page 1, title of the original bill—by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

"to amend Section 16-202, Compiled Statutes of Nebraska, 1929, as amended by Section 7, Chapter 10, Session Laws of Nebraska, 1935, Special, relating to municipal corporations; to authorize conveyances of real estate owned by cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, by ordinance, after publication of notice of such sale and subject to the right of the electors therein to prevent such sale by filing remonstrance with the governing body thereof; and to repeal said original section as amended."

(Signed) ROBT. M. ARMSTRONG.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 388.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 392.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 367.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 140.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 515.	Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 364.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 71.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 111.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Refer L. B. No. 568

Mr. President: I move that L. B. 568 be referred to the Committee on Public Health and Miscellaneous Subjects in order that a public hearing may be had on said bill Monday April 26, 1937 at 4:00 P. M., with instructions that said bill be reported back on General File with or without amendments.

(Signed) A. L. MILLER.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 10:05 A. M. Mr. Miller moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

R. W. Johnson in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 445.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-eighth Day. These amendments, excepting amendment No. 8, were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 499.	Report progress.
LEGISLATIVE BILL NO. 244.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixtieth Day. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 302. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixty-third Day. These amendments were adopted in Committee of the Whole.)

Committee of the Whole amendment to L. B. No. 302:

1. Amend the printed bill, page 2, Section 1, line 18, by inserting after the last word "par" therein the following:

"; and provided further, that said refunding instruments shall in all cases include the identical and precise covenants as to time, manner and amount of partial payments to be made by the obligor municipality on the principal obligation and as to final date of maturity for the entire principal obligation as obtained in the instruments of original issue sought to be refunded".

(Signed) R. W. JOHNSON, Chairman.

The report was adopted.

MEMBERS EXCUSED

On request Mr. Schultz and Mr. Carsten were excused for the session this afternoon.

On request Mr. Howard was excused for the session on Monday, April 26, 1937.

MOTION—To Recess

At 12:25 P. M. on motion of Mr. Norton the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Slepicka, and except Mr. Schultz and Mr. Carsten who were excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 364. Correctly engrossed.

LEGISLATIVE BILL NO. 243. Correctly enrolled.
LEGISLATIVE BILL NO. 438. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 243
LEGISLATIVE BILL NO. 438.

PRESENTED TO GOVERNOR

April 23, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 1:30 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 560.

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY THE GOVERNOR

April 23, 1937

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 131
Legislative Bill No. 137

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

COMMITTEE OF THE WHOLE

At 2:05 P. M. Mr. Miller moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Regan in the Chair; later Mr. Murphy.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 565. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Seventy-seventh Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendment to L. B. No. 565:

Strike the emergency clause from the bill and from the title.

LEGISLATIVE BILL NO. 263. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 450. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 461. Referred to Committee on Enrollment and Review for review with amendment.

Committee of the Whole amendment to L. B. No. 461:

Amend L. B. No. 461, Sec. 1, lines 6 and 7 of the printed bill by inserting after the word and punctuation "secretary," the following: **"at a salary not to exceed Three Thousand Dollars ($3,000.00) per year,".**

LEGISLATIVE BILL NO. 405. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixtieth Day. These amendments excepting amendment No. 3 were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 212. Laid over. Retains place on File.

(Signed) L. B. MURPHY, Chairman.

The report was adopted.

MOTION—To Adjourn

At 3:00 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTY-FIRST DAY

Legislative Chamber,

Lincoln, Nebraska, April 26, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Howard who was excused.

The Journal for the Eightieth Day was approved.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 147. Placed on Select File with amendments.

Enrollment on Review amendments to L. B. No. 147:

I'. Amend the Standing Committee Amendments, mimeographed, page 1, line 10 by striking the preposition "of" therein and by inserting in lieu thereof the preposition "to".

II'. Strike Committee of the Whole Amendment I, and amend the Standing Committee Amendment, mimeographed, page 1, lines 24 and 25 by striking all of subsection (g) therein and by inserting in lieu thereof the following:

"(g). Director. The State Engineer shall be the Director of Motor Vehicles of the State of Nebraska.".

III'. Amend the Committee of the Whole Amendments, mimeographed, Amendment II., page 1, line 4 by inserting "Sec. 2." before the word "There" therein; and in line 6 of said amendment strike "Chief Officer" and insert in lieu thereof "chief officer".

IV'. Amend the Committee of the Whole Amendments, mimeographed, Amendment III, page 1, line 4 by inserting "Sec. 3." before the article "The" therein; and in line 5 of said amendment strike "seargants" and insert "sergeants"; and also in said line 5 insert the word "such" after the conjunction "and" and before the word "other" therein; and in line 7 of said amendment strike "Sheriff" and insert in lieu thereof "said sheriff"; and in lines 8 and 12 of said amendment strike "State" and insert in lieu thereof the word "state"; and in line 11 of said amendment strike the punctuation "," after the word "duties" therein and insert in lieu thereof "; and", and also in said line 11 strike the preposition "to" and insert in lieu thereof the word "shall".

V'. Amend the Committee of the Whole Amendments, mimeographed, page 1, Amendment IV, line 3 by inserting "Sec. 4." before the article "The" therein.

VI'. Amend the Committee of the Whole Amendments, mimeographed, page 1, by striking all of Amendment V. thereon and by inserting in lieu thereof the following:

"V. Reinsert Section 6, Standing Committee Amendments, mimeographed, on page 2, as Section 25, immediately after Section 24, line 55 of said Standing Committee amendments on page 14; renumber all sections of the bill to conform with said amendment and to eliminate any one-half numbered sections; change all section references in body and text of bill to correspond with said renumbering.".

VII'. Amend the Committee of the Whole Amendments, mimeographed, page 1, Amendment VI, line 4 by inserting the punctuation "," before the conjunction "and" therein; and in lines 10 and 11 thereof strike "insepction" and "behicle" and insert in lieu thereof the words "inspection" and "vehicle" respectively.

VIII'. Amend the Committee of the Whole Amendments, mimeographed, page 2, Amendment VII, line 3 by inserting "Sec. 9." before the article "The" therein; and in said line 3 strike "patrol" and insert in lieu thereof "Patrol"; and in line 4 thereof strike "State" and insert in lieu thereof "state"; and in line 5 thereof strike "Sheriffs" and insert in lieu thereof "sheriffs", and also in said line 5 insert the word "officers" after the word "police" therein.

IX'. Amend the Committee of the Whole amendments, page 2, amendment VIII, line 2, by striking the words "County Treasurer" and by inserting in lieu thereof the words "county treasurers".

X'. Amend the Standing Committee amendments, page 5, Section 12, line 17—the amendments mimeographed, page 4, Section 12, line 15—by striking the punctuation ";" therein and by inserting in lieu thereof the punctuation ":".

XI'. Amend the Committee of the Whole Amendments, pages 2 and 3, by striking all of Amendment IX and by inserting in lieu thereof the following:

"IX. Amend the Standing Committee Amendments, pages 6, 7 and 8—the mimeographed amendments pages 4, 5 and 6 by striking all of Sections 13, 14 and 15 thereon and by inserting in lieu thereof the following:

'Sec. 13. That Section 60-402, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

60-402. **In and for each county in the state of Nebraska the Director of Motor Vehicles shall appoint as his agents one or more examining officers who shall examine all applicants for license to operate motor vehicles as provided in Section 16 of this Act: Provided, the same examining officer may be assigned to one or more counties by the director. The examining officer shall actually conduct the examination of said applicants, shall deliver to each successful applicant a certificate; and provided further, that all persons who shall have possessed a motor vehicle operator's license prior to the effective date of this Act and who shall present the same to the examining officer or officers of his county, shall be delivered a successful applicant's certificate, unless the examiner shall refuse to issue said certificate for cause to be stated in writing by such examiner and delivered to the former holder of said operator's license. Said successful applicant shall present his certificate to the county treasurer of his county, who shall forthwith issue the license to operate a motor vehicle and collect the fee therefor.** The DEPARTMENT OF PUBLIC WORKS **Director of Motor Vehicles** shall furnish to THE COUNTY TREASURER OF **the examining officer or officers in** each and every county in this state a sufficient supply of the blank applications provided for in Section 1 (60-401) HEREOF, **Compiled Statutes of Nebraska, 1929, as amended by Section 12 of this Act and with a sufficient supply of blank certificates for successful applicants as provided for in this section,** to cover all probable requirement of applicants in each **of** said **counties.** The COUNTY TREASURER **examining officer or examining officers** shall furnish to each and every resident of his county, **or counties as the case may be,** without charge, a copy or copies of the said blank application for license to operate a motor vehicle, on request of the said resident by mail or in person, SO TO DO.

Sec. 14. That Section 60-403, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

60-403. THE COUNTY TREASURER SHALL BE THE CHIEF EXAMINING AND APPROVING OFFICER IN EACH COUNTY IN THE STATE AND ALL **All** applications for license to operate a motor vehicle made by persons resident in the county shall be TRANSMITTED **presented** to the COUNTY TREASURER **examining officer of the county by the applicant in person.** The COUNTY TREASURER **examining officer** shall promptly transmit each and every application RECEIVED BY HIM TO THE DEPARTMENT OF PUBLIC WORKS WITH HIS RECOMMENDATION **where applicant for license after the effective date of this Act is not successful in passing the examination and receiving a certificate, or where a successful applicant's certificate, for cause, has been refused to any person who shall have possessed a motor vehicle operator's license prior to the effective date of this Act, to the Director of Motor Vehicles with his recommendations: Provided, upon review of said recommendations of the examining officer, the director, in his discretion may order the examining officer to issue said certificate for license if it appears that the recommendation of said examining officer is clearly wrong.**

Sec. 15. That Section 60-404, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

60-404. The DEPARTMENT OF PUBLIC WORKS **Director of Motor Vehicles** shall provide each COUNTY TREASURER **county treasurer** with a sufficient SUPPLY **number** of official **motor vehicle operator's** license **blanks** TO OPERATE A MOTOR VEHICLE, to supply the need of his county, and immediately on the APPROVAL OF AN APPLICANT FOR SUCH LICENSE BY THE COUNTY TREASURER, OR ANY PERSON APPOINTED BY THE COUNTY TREASURER TO APPROVE SUCH APPLICATION, **presentation to said county treasurer of the certificate for license issued by the examining officer of his county to the applicant for such license,** the **said** COUNTY TREASURER **county treasurer** shall forthwith issue such license to the applicant and the same shall HAVE **be in** DUE **full** force and effect until officially DISAPPROVED **revoked** or cancelled by the DEPARTMENT OF PUBLIC WORKS **Director of Motor Vehicles, as provided in this Act** or suspended or revoked by a COURT **court** of competent jurisdication as set forth in Section 12 OF THIS ACT (60-412), **Compiled Statutes of Nebraska, 1929.' "**

XII'. Amend the Standing Committee Amendments page 9, Section 16, line 43—the mimeographed amendments, page 7, Section 16, line 50,—by striking the punctuation "," therein and by inserting in lieu thereof the conjunction **"and"**.

XIII'. Amend the Committee of the Whole Amendments, mimeographed, page 3, Amendment No. X, line 2, by striking the word "Treasurer" and by inserting in lieu thereof the word **"treasurer"**; and in line 3 thereof strike "Examining Officer" and insert in lieu thereof **"examining officer"**; and also in line 3 thereof strike "County Treasurer" and insert in lieu thereof **"county treasurer"**; and in line 4 thereof strike "Examining Officer." and insert in lieu thereof **"examining officer"**.

XIV'. Amend the Committee of the Whole Amendments, mimeographed, page 3, by striking all of Amendment XI thereon and by inserting in lieu thereof the following:

"XI. Amend the Standing Committee Amendments, page 9, and 10, Section 17—page 7, Section 17 of the mimeographed amendments —by striking all of lines 3 to 19 of said amendment—lines 3 to 22 of the mimeographed amendments—and by inserting in lieu thereof the following:

'60-406. The county treasurer is hereby authorized to APPOINT, SHOULD IT BE DEEMED NECESSARY FOR THE PURPOSE OF THIS ACT, ONE OR MORE PERSONS TO ACT UNDER THE AUTHORITY OF THIS ACT TO RECEIVE AND APPROVE SUCH APPLICATIONS. FOR THE PURPOSE OF THIS ACT EACH AND EVERY ONE OF THE PERSONS SO APPOINTED SHALL BE AUTHORIZED TO ADMINISTER THE NECESSARY OATH TO THE APPLICANT FOR LICENSE. **employ such additional clerical help as may be necessary to assist him in the performance of the ministerial duties required of him under this Act and for such additional expense shall be reimbursed as in this section hereinafter set out.** The COUNTY TREASURER **county treasurer** OR EACH PERSON APPOINTED BY THE COUNTY TREASURER TO RECEIVE AND APPROVE APPLICATIONS FOR LICENSE shall collect a fee of TWENTY-FIVE CENTS FOR THE SERVICE RENDERED, **seventy-five cents from each applicant holding an operator's license at the effective date of this Act and one dollar from each applicant not holding an operator's license at the effective date of this Act and shall collect a fee of seventy-five cents from each successful applicant for each renewal license issued hereunder; and each of said fees so collected shall be allocated and credited to the several funds as provided in Section 60-407, C. S. Supp., 1933, as amended by Section 17 of this Act.' "**

XV'. Amend the Committee of the Whole Amendments, mimeographed, page 4, by striking all of Amendment XII thereon and by inserting in lieu thereof the following:

"XII. Amend the Standing Committee Amendments, page 11, Section 17, lines 23 and 24—page 8, Section 17, lines 52 and 53 of the mimeographed amendment—by striking therefrom "The officers of the county" and by inserting in lieu thereof the following:

'The director may appoint as examiners, sheriffs, chiefs of police, other officials and private citizens whom he deems qualified, and such examiners'.".

XVI'. Amend the Committee of the Whole Amendments, mimeographed, page 4, by striking all of Amendment XIII thereon and by inserting in lieu thereof the following:

"XIII. Amend the Standing Committee Amendments, page 13, Section 18, line 10—page 9, Section 18, line 10 of the mimeographed amendments—by striking the word **"fifty"** therein and by inserting in lieu thereof the word **"seventy-five"**; and in line 14 of the original amendment—line 14 of the mimeographed amendment—strike **"fifty"** and insert in lieu thereof **"seventy-five"**.

XVII'. Amend the Standing Committee Amendments, original, page 13, Section 18, line 39—line 39 of the mimeographed amendment—by striking the word **"legislature"** therein and by inserting in lieu thereof the word **"Legislature"**.

XVIII'. Amend the Standing Committee Amendments, original, page 15, Section 20, line 46, by striking therefrom **"five hundred dollars"**.

XIX'. Amend the Committee of the Whole Amendments, mimeographed, page 4, Amendments XIV, by striking all of line 1 of said amendment commencing with the word "Insert" therein and insert in lieu thereof the following:

"Amend the Standing Committee Amendments, page 16—page 11 of the mimeographed amendments—by inserting a new section immediately after Section 21 thereon to be numbered as follows:";
and in line 2 of said Committee of the Whole Amendment XIV, insert "Sec. 22." before the article "The" therein, renumbered in accordance with directions contained in Enrollment and Review Amendment VI'.; and in line 4 of said amendment strike "cautionery" and insert in lieu thereof "cautionary".

XX'. Amend the Committee of the Whole Amendments, mimeographed, Amendment XV, page 5, Section 31, lines 9 and 10, by striking therefrom ", provided" and by inserting in lieu thereof ": Provided,"; and in lines 11 and 15 therein strike "estalished" and insert in lieu thereof "established"; and in line 13 therein strike "municiplaity" and insert in lieu thereof "municipality"; and engross Sections 31 to 40 inclusive so that each of said sections will constitute a single unit of subject matter.

XXI'. Amend the Committee of the Whole Amendments, mimeographed, page 6, Amendment XV, Section 37, line 6 by striking the punctuation "." after the word "Fund" therein and by inserting said punctuation "." after the last quotation marks; and in line 9 strike "; provided" and insert ": Provided," therein; and in line 17 strike "provided" and insert "if".

XXII'. Amend the Committee of the Whole Amendments, mimeographed, Amendment XV, page 7, Section 39, line 7 by striking "Official Inspection" and by inserting in lieu thereof "official inspection"; and in line 7 strike "but" and insert in lieu thereof ": Provided, however,"; and in line 8 therein strike "stateions" and insert in lieu thereof "stations".

XXIII'. Amend the Committee of the Whole Amendments, mimeographed, Amendment XV, page 7, Section 40, line 4 by striking "State" and by inserting in lieu thereof "state".

XXIV. Amend the Committee of the Whole Amendments, mimeographed, page 7, next to the last paragraph thereon, line 1, by striking "Standing Committee" therein and by inserting in lieu thereof "Committee of the Whole"; and in line 3 in said next to the last paragraph on page 7, strike "the line" therein and insert in lieu thereof "lines 9 and 10".

XXV. Amend the Standing Committee Amendments by striking the first quotation marks in line 1 of Sections 2 to 30, inclusive.

LEGISLATIVE BILL NO. 3. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 3:

I. Amend the Standing Committee Amendments, line 1 by striking therefrom the word "vehicle" and by inserting in lieu thereof "fastened".

II. Amend the printed bill, page 2, Section 1, line 18—page 2, Section 1, line 22 of the original bill—by striking the first figure "5" therein and by inserting in lieu thereof the figure "3".

III. Amend the printed bill, page 2, Section 3, line 2—page 2, Section 3, line 2 of the original bill—by inserting after the word "passage" therein the words "and approval".

LEGISLATIVE BILL NO. 224. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 224:

I. Strike the Committee of the Whole Amendment to the bill so that the same may be properly restated in Amendments II and IV herein.

II. Amend the printed bill, page 1, title, line 7—page 1, title, line 10 of the original bill—by inserting after the word "debentures" the following:

"; and to declare an emergency".

III. Amend the printed bill, page 2, Section 1, line 28—page 2, Section 1, line 34 of the original bill—by inserting the word "legal" after the word "no" and before the word "newspaper" therein.

IV. Amend the printed bill, page 2, by inserting immediately after line 34, Section 1 thereon—page 3, Section 1, line 40 of the original bill—a new section as follows:

"Sec. 2. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL NO. 178.	Correctly engrossed.
LEGISLATIVE BILL NO. 314.	Correctly engrossed.
LEGISLATIVE BILL NO. 71.	Correctly engrossed.
LEGISLATIVE BILL NO. 111.	Correctly engrossed.
LEGISLATIVE BILL NO. 392.	Correctly engrossed.
LEGISLATIVE BILL NO. 515.	Correctly engrossed.
LEGISLATIVE BILL NO. 189.	Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 189.

PRESENTED TO GOVERNOR

April 24, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 9:05 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 231
LEGISLATIVE BILL NO. 365
LEGISLATIVE BILL NO. 414
LEGISLATIVE BILL NO. 243
LEGISLATIVE BILL NO. 438.

(Signed) ROBT. M. ARMSTRONG, Chairman.

REPORT OF SIFTING COMMITTEE

Mr. President: We, your Sifting Committee, recommend that the following bills be placed on general file:

LEGISLATIVE BILL NO. 277
LEGISLATIVE BILL NO. 252
LEGISLATIVE BILL NO. 478
LEGISLATIVE BILL NO. 284
LEGISLATIVE BILL NO. 9
LEGISLATIVE BILL NO. 465
LEGISLATIVE BILL NO. 292
LEGISLATIVE BILL NO. 258
LEGISLATIVE BILL NO. 308

(Signed) R. C. REGAN, Chairman.

APPROVED BY GOVERNOR

April 23rd, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 223

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor.

April 24, 1937.

To the Honorable C. J. Warner
President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he approved the following bills on April 23rd, 1937:

Legislative Bill No. 416
Legislative Bill No. 560

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 245.

A Bill for an Act relating to counties and county government; to provide for the making and adoption of an annual budget to cover all expenditures and anticipated income of the counties for each current year, beginning in the year 1938; to provide for published notice of and public hearing on said annual budget; to provide for the adoption of an annual budget by said counties and the appropriation of the funds to be raised under said budget to the expenses and for the purposes of the county; to provide for an annual appropriation in the event of the failure of the county board to act; to prohibit contracts and expenditures not provided for in said budget; to provide for additional appropriations and temporary loans in cases of emergencies and for payment thereof by a tax levy or otherwise; to provide penalties and liabilities for violation of said Act; and to repeal or supersede all other acts or parts of acts not in conformity with the provisions of this Act.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams, E. A.	Comstock	McMahon	Schultz

Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Reynolds
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 1:

Howard

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 246.

A Bill for an Act to amend Section 77-1801, C. S. Supp., 1933, as amended by Section 1, Chapter 52, Session Laws of Nebraska, 1935, relating to revenue; to provide that the levy by the county board in the year 1938 and each succeeding year of the necessary county taxes for the current year shall include all county taxes necessary to cover the amounts required to be raised by taxation as provided in the county budget for the current year; and to repeal said original section as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner

Carlson
Carpenter
Johnson, W. R.
Knickrehm
Pizer
Regan
Wells
Worthing

Voting in the negative, 0.

Not voting, 3:

Carsten
Comstock
Howard

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 551.

A Bill for an Act to provide for the conveyance to the City of Nebraska City, in Otoe County, Nebraska, a municipal corporation, of all of Block Ninety-six (96), in Greggsport Addition to the City of Nebraska City, in Otoe County, Nebraska.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Cady
Howard
McMahon
Nuernberger
Schultz

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 96. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 495. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 391.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eightieth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 391. Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 10:20 A. M. Mr. Tvrdik moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Nuernberger in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 499. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as reported in the Legislative Journal for the Seventy-third Day. These amendments were adopted in Committee of the Whole).

Committee of the Whole amendments to L. B. No. 499:

1. I move that the word "milk" be inserted after the word "which" in line 4 clause (8) Section 2, page 2 of mimeographed Bill Standing Committee amendments.

2. Strike Sub-Sec. 15 of Sec. IX of the standing committee amendments.

3. I move that Sub-Sec. 2 (standing committee amendments) in Sec. 8 be stricken from the bill and the subsections be renumbered.

4. In the title, strike the words beginning with "prohibiting" in the 8th line from bottom of page 16, mimeographed bill, and all thereafter to and including the word "therefor".

5. Amend Section 4, by inserting the word and punctuation "**dairies,**" after the word "all" and before the word "creameries" in line 7 of said Section; and insert the word and punctuation "**manufactured,**" after the word "bought" in line 12 of said section.

6. Amend the Standing Committee Amendments, mimeographed, pages 2 and 3, by striking all of subsection (c) commencing with the words "**Unlawful cream**" ' in line 62 and 63 on page 2 down to and including the word and punctuation "**utensil.**" in line 67 on page 3 and by inserting in lieu thereof the following:

"**Unlawful cream shall consist of all cream that is not first grade cream or second grade cream, as herein defined; and unlawful cream shall also consist of cream that is old, rancid, mouldy, dirty, curdy or which contains or has contained any objectionable matter, or in which has been found any unsanitary article or utensil.**".

Amend the Standing Committee Amendments, mimeographed, page 12, Section 10, line 16 by inserting after the word "**any**" and before the word "**contagious**" therein the following:

"**acute infectious disease or with any acute**".

LEGISLATIVE BILL NO. 212. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-eighth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 277. Report progress.
LEGISLATIVE BILL NO. 252. Report progress.

(Signed) L. C. NUERNBERGER, Chairman.

The report was adopted.

Former Representative Jay Hastings of Osceola addressed the Legislature briefly.

MESSAGE FROM THE GOVERNOR

April 24th, 1937.

To the President and Members of the Legislature
Gentlemen:

I am requesting introduction of the attached bill. It provides for the repeal of Section 52-118, Compiled Statutes of Nebraska for 1929.

This action has made compulsory the furnishing of bonds on contract work for the state and by such compulsion has increased the cost so that millions of dollars have been spent in bond premiums since the act was passed. It has not, during any of this time, given any protection to the state which the state could not have had without it.

New York State has amply demonstrated the wisdom and economic advantages of following the course that I am recommending to your honorable body.

The expending agencies which have charge of state contract work retain a percentage of the contract cost pending satisfactory completion of the work. The retention of a percentage and adequate checking as the work progresses provide definite assurance that all payments for labor and material are made before final payment to contractor.

The repeal of this section will make possible the construction of hundreds of thousands of dollars of more work for the same amount of taxes without sacrificing the rights of any individual in any way.

Respectfully submitted,

(Signed) R. L. COCHRAN
Governor

Legislature of Nebraska

Fifty-second Session

Legislative Bill No.

A BILL

FOR AN ACT to repeal Section 52-118 Compiled Statutes of Nebraska for 1929 relating to contracts for the construction or repairing of public structures and improvements.

Introduced by

BE IT ENACTED BY THE PEOPLE OF THE STATE OF NEBRASKA:

Section 1. That Section 52-118 Compiled Statutes of Nebraska, 1929, be, and the same is, hereby repealed.

MESSAGE FROM THE GOVERNOR

April 25th, 1937.

To the President and Members of the Legislature
Gentlemen:

I am submitting an amendment to legislative bill No. 6 of the 52nd session of the Nebraska legislature which is identical with the original bill passed and approved by me on February 25th, 1937, with the addition of the emergency clause for the reason that without the emergency clause the present bill will not become operative during the year 1937, due to the fact that the County Boards make up their levy during the month of July which will be prior to the effective date of legislative bill No. 6.

I recommend that this bill be passed with the emergency clause.

Respectfully submitted,
(Signed) R. L. COCHRAN
Governor

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 569.

FRANK J. BRADY.

The motion prevailed with 33 ayes, no nays, 10 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 569. By Brady, Schultz, Carl H. Peterson.

A Bill for an Act relating to state institutions; to provide that the provisions of Legislative Bill No. 6, Fifty-Second Session, Nebraska State Legislature, shall be immediately effective; to amend Section 83-732, Compiled Statutes of Nebraska, 1929, as amended by Section

1, Chapter 181, Session Laws of Nebraska, 1935; to repeal said original section; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 569 read the second time.

FRANK J. BRADY.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 569. By Brady, Schultz, Carl H. Peterson.

MOTION—To Suspend Rules and Place on Select File

Mr. President: I move that all rules be suspended and that L. B. No. 569 be placed on Select File.

FRANK J. BRADY.

The motion prevailed with 32 ayes, no nays, 11 not voting.

MESSAGES FROM THE GOVERNOR

April 24th, 1937.

To the President and Members of the Legislature
Gentlemen:

I am returning legislative bill No. 222 without my approval.

For a considerable number of years, the question of exemption of tax paid on gasoline for uses other than in vehicles using the highways has been under discussion in several legislative sessions. The people of the state through the legislature, however, on each occasion have decided in favor of a non-exemption policy. It appears to me that the same rule which has been so well established in our state should be applicable to all classes including uses for aviation purposes.

Respectfully submitted,
(Signed) R. L. COCHRAN
Governor

April 24th, 1937.

To the President and Members of the Legislature
Gentlemen:

I am returning legislative bill No. 67 without my approval for the reason that I believe there would be an economic loss instead of a proposed gain to the state in providing a central mailing room with postage metering machines in the Capitol. It would retard the dispatching of mail, much of which is prepared for mailing in the various departments in the evening. In fact, in my opinion, it would necessitate the use of telegrams in many cases instead of letters which now go directly from the departments into the mail.

It is possible that such an idea would be a good one for a single department if the volume of mail would be such as to justify the expense of such machine.

Information which comes from the state of Iowa indicates that the use of such a machine in Iowa has been disappointing in the results obtained.

Respectfully submitted,
(Signed) R. L. COCHRAN
Governor

April 24th, 1937.

To the President and Members of the Legislature
Gentlemen:

I am returning legislative bill No. 243 without my approval for the reason that the accident occurred on a road which was not then being used as a state highway. In fact, in order to use it, it was necessary to go around a barricade. Evidence shows that the complaining party is collecting in regular payments the sum of $6200.00 from the employer of Mr. Haynes.

Records show that during the 1935 session of the legislature, Senate File No. 225 and House Roll No. 439 were introduced requesting that the Haynes' estate be granted permission to sue the state. Both of these bills were indefinitely postponed and permission to sue was denied.

It is of interest to note, too, that this accident happened almost seven years ago.

Respectfully submitted,
(Signed) R. L. COCHRAN
Governor

April 24th, 1937.

To the President and Members of the Legislature
Gentlemen:

I am returning legislative bill No. 414 without my approval for the reason that reports show conclusively that the state car was in its proper place on the highway on the right hand side of the road and that Mr. Nellis was on the wrong side of the road because of attempting to pass another vehicle, a wagon and team going in the same direction as he, at approximately the same time that he met the state motor vehicle.

Respectfully submitted,
(Signed) R. L. COCHRAN
Governor

April 24th, 1937.

To the President and Members of the Legislature
Gentlemen:

I am returning legislative bill No. 438 without my approval for the reason that verified reports of this accident show there is no liability on the part of the state.

The road where this accident occurred was amply barricaded at each end. It was not marked or used as a state highway at that time. In fact, another road was marked for temporary use as a detour.

Respectfully submitted,
(Signed) R. L. COCHRAN
Governor

APPROVED BY GOVERNOR

April 24th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 231
Legislative Bill No. 310
Legislative Bill No. 365
Legislative Bill No. 395

Respectfully,
(Signed) THEO. M. OSTERMAN
Secretary to the Governor

MOTION—To Appoint Committee for Legislative Picnic

Mr. President: We move that a committee of five be appointed to arrange for a legislative picnic.

(Signed) W. F. HAYCOCK, W. E. WORTHING.

The motion prevailed.

COMMITTEE APPOINTED

The Chair appointed Mr. Haycock, Mr. Worthing, Walter R. Johnson, Mr. Gantz, and Mr. Miller to serve on said committee.

MOTION—To Adjourn

At 1:05 P. M. on motion of Carl H. Peterson the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTY-SECOND DAY

Legislative Chamber,

Lincoln, Nebraska, April 27, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Eighty-first Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Knickrehm, opposing L. B. No. 14 as amended and opposing L. B. No. 568; Mr. Slepicka, opposing L. B. No. 326 and favoring L. B. No. 244.

STANDING COMMITEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 517. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 517:

In Section 1, line 4, after the figures "83-741." strike all the remainder of the section and insert in lieu thereof the following:

The salary of the superintendent shall be determined by the Board of Control, who shall give consideration to the applicant's training, ability and his experience in managing an institution. The size of the institution shall also be taken into consideration, provided in no case shall the salary exceed $4,000.00 per annum.

(Signed) FRANK J. BRADY, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 502. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 502:

I. Amend the printed bill, page 2, Section 3, line 13—page 2, Section 3, line 15 of the original bill—by striking the punctuation "," after the word "correctness" and before the pronoun "he" and by inserting in lieu thereof the conjunction "and".

II. Amend the printed bill, page 2, Section 3, lines 15 and 16—page 2, Section 3, lines 18 and 19 of the original bill—by inserting the punctuation "," after the words "warrant" and "presented" therein; and strike all the rest of said Section 3 on page 2 commencing with the word "appropriated" in line 16 of the printed bill—line 19 of the original bill—and by inserting in lieu thereof the following:

"if and when specifically appropriated for the purposes of this Act for any biennium.".

III. Amend the printed bill, page 2, Section 4, line 3—page 2, Section 4, line 4 of the original bill—by engrossing the word "State" therein in lower case.

IV. Amend the printed bill, page 2, Section 5—page 2, Section 5 of the original bill—by striking all of said section after the word "this" in line 1 therein and by inserting in lieu thereof the following:

"Act shall be in full force and take effect, from and after its passage and approval, according to law.".

V. Amend the printed bill, page 1, title, line 2—page 1, title, line 2 of the original bill—by inserting after the word "ACT" therein the following:

"relating to schools;".

VI. Amend the printed bill, page 1, title, line 3—page 1, title, lines 3 and 4 of the original bill—by striking therefrom the words "provide for an appropriation from the" and by inserting in lieu thereof "authorize appropriations from the state".

VII. Amend the printed bill, page 1, title, line 6—page 1, title, line 8 of the original bill—by inserting after the word and punctuation "state;" therein the following:

"specifically to appropriate the sum of Fifteen Thousand Dollars ($15,000.00) for the purposes of this Act for the biennium ending June 30, 1939; to repeal Sections 79-518, 79-519 and 79-520, C. S. Supp., 1933; to repeal all acts and parts of acts in conflict therewith;".

VIII. Amend the printed bill, page 2—the original bill page 2—by adding a new section immediately after Section 4 thereon to be numbered as follows:

"Sec. 5. That Sections 79-518, 79-519 and 79-520, C. S. Supp., 1933, are hereby repealed; and that all acts and parts of acts in conflict therewith are hereby repealed."; and renumber Section 5 as "Sec. 6.".

LEGISLATIVE BILL NO. 312. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 312:

Amend the original and printed bill as follows:

1. Section 2, line 8, printed bill, line 9, original bill, insert "for fish" after "angles".

2. Strike all of Section 5 after the symbol "37-301." in line 3 and insert in lieu thereof the following:

"THE OPEN SEASON FOR GAME BIRDS SHALL BE AS FOLLOWS: RAIL, EXCEPT COOTS, NOON, OCT. 1ST TO NOV. 30TH. SNIPE (WILSON AND JACK), NOON, OCT. 1ST TO NOV. 1ST. WATER FOWL (BRANTS, COOTS, DUCKS, GEESE), OCT. 1ST TO DEC. 31ST. PHEASANTS (MALE), OPEN DATES TO BE FIXED BY COMMISSION. PLOVER, NO OPEN SEASON UNLESS ORDERED BY THE COMMISSION. WOOD DUCK, NO OPEN SEASON. EIDER DUCKS, NO OPEN SEASON. CURLEW, NO OPEN SEASON. SWAN, NO OPEN SEASON. CRANE (SAND HILL AND WHOOPING), NO OPEN SEASON. QUAIL, NO OPEN SEASON. PARTRIDGE, NO OPEN SEASON. HUNGARIAN PARTRIDGE, NO OPEN SEASON. DOVE, NO OPEN SEASON. WILD TURKEY, NO OPEN SEASON. FEMALE PHEASANTS, PRAIRIE CHICKENS AND GROUSE NO OPEN SEASON, EXCEPT WHEN ORDERED BY COMMISSION. THE

GAME, FORESTATION AND PARKS COMMISSION MAY UPON WRITTEN REQUEST FROM ANY COUNTY BOARD OPEN THE SEASON ON PHEASANTS, PRAIRIE CHICKENS AND GROUSE IN SUCH COUNTY FOR A PERIOD OF 15 DAYS OR LESS, BETWEEN SEPT. 16TH AND DEC. 31ST, NOTICE OF SUCH OPEN SEASON TO BE FILED IN THE OFFICE OF THE COUNTY CLERK OF SUCH COUNTY AND WITH THE GOVERNOR. **The Commission is hereby authorized and empowered, in accordance with the provisions of this Act and in accordance with other provisions of law and lawful regulations, to fix, prescribe and publish regulations as to open seasons and closed seasons, either permanent or temporary, and as to bag limits for the taking, killing, hunting or pursuing of any particular kinds or species or sizes of game, game fish, game animals, fur-bearing animals and game birds defined in this Act, in any designated waters or areas of this state, after due investigation and having due regard to the distribution, abundance, economic value, breeding habits, migratory habits and causes of depletion or extermination of the same in such designated waters or areas and having due regard to the volume of hunting, trapping and fishing practiced therein and climatic, seasonal and other conditions affecting the protection, preservation and propagation of the same in such waters or areas. Such regulations may be amended, modified or repealed from time to time subject to the above limitations and standards; such regulations and all amendments, modifications and repeals thereof shall be based upon investigation and available, reliable data relative to the above limitations and standards. Each regulation and each amendment, modification, or repeal thereof, when made and issued, shall be placed on file in the office of the commission and a certified copy thereof shall be sent by registered mail to the clerk and sheriff of each county the whole or any part of which is affected thereby not less than fifteen days before the taking effect of such order and shall immediately be posted by each sheriff and each clerk receiving such copy in a conspicuous place in the office of each such clerk and sheriff. A copy of each such regulation, amendment, modification or repeal may be published by the commission in a legal newspaper or newspaper of general circulation in the area affected thereby and shall be included and printed in each official compilation of the Nebraska game and fish laws. Each such regulation, amendment, modification and repeal shall specify the date when it shall become effective and when it becomes effective and while it remains in effect shall have the force and effect of law.** PROVIDING **Provided,** FURTHER, when any SUCH English Pheasant, Chinese Pheasant or Mongolian Pheasant **or antelope** are damaging or destroying crops on lands owned or occupied by any farmer, such farmer may destroy such pheasant or **antelope** when a permit so to do has been granted **to him by the Commission and said**

Commission shall have authority to grant such permits when convinced that conditions are such to justify such actions. ALL NOTICES TO (SHALL) BE FILED FIFTEEN DAYS PRIOR TO THE OPENING OF THE SEASON."

3. Strike all of Section 6 and renumber following sections accordingly.

4. Section 7, page 5, line 3, printed bill, line 4, original bill, strike all of said line and insert in lieu thereof "37-303. THE OPEN SEASON SHALL BE". Page 6, lines 31 and 32, printed bill, lines 38 to 41, original bill, strike all of said lines except the words, "All fish". Line 33, printed bill, line 41, original bill, strike "upon which there is no open season" and insert "UPON which **can not lawfully be taken** THERE IS NO OPEN SEASON" in lieu thereof.

5. Section 8, page 6, line 4, printed bill, line 4, original bill, insert "," after "or". Strike "expected" in printed bill and insert "excepted" in lieu thereof. Line 9, printed bill, line 11 original bill, strike all after "**Commission**" to and including "**Act;**" in line 12, printed bill, line 15, original bill, and insert "." in lieu thereof. Page 7, line 30, printed bill, line 39, original bill, strike all italicized matter to end of section and make stricken matter of all which remains.

6. Section 9, page 7, line 6, printed bill, line 7, original bill, strike "herein stated for such game and fish or" and insert in lieu thereof "HEREIN STATED FOR SUCH GAME AND FISH OR, **if any,**". Line 19, printed bill, line 26, original bill, italicize "state". Line 20, printed bill, line 27, original bill, strike "**half**" and insert "**third**" in lieu thereof. Line 23, printed bill, line 30, original bill, italicize "the".

7. Observe rules throughout the bill as to words and figures relating to sums of money, lower case words, since consistently used.

8. Section 11, page 8, lines 18 and 19, printed bill, line 25, original bill, strike "herein" and insert "HEREIN" in said lines. Line 20, printed bill, line 28, original bill, strike "act" and insert "ACT **Act**" in lieu thereof. Observe rules as to "**Act**" throughout bill.

9. Section 14, page 10, lines 13 and 16, printed bill, lines 18 and 23, original bill, strike "Board" and insert "BOARD **Commission**" in lieu thereof.

10. Section 16, page 11, line 4, printed bill, line 6, original bill, insert "**lawful**" after "his". Line 5, printed bill, line 7, original bill, strike "under the provisions hereof" and insert in lieu thereof

"UNDER THE PROVISIONS HEREOF".

11. Section 18, page 12, line 21, printed bill, line 28, original bill, strike "(C. S. Supp., 1931, 37-502)" and insert "(C. S. SUPP., 1931, 37-502)" in lieu thereof.

12. Section 21, page 14, line 4, printed bill, lines 5 and 6, original bill, strike "Sections 37-301 and 37-302, C. S. Supp., 1933, are" and insert "Section 37-301, C. S. Supp., 1933, is" in lieu thereof. Line 12, strike conjunction "and"—line 17, original bill. Line 13, strike "." after "repealed" and insert "; and that Section 37-302, C. S. Supp., 1933, is hereby repealed: Provided, this repeal of the above sections shall not affect any prosecution or action, pending or otherwise, for any offense under or violation of said sections committed prior to the date when this Act shall become a law. All provisions of the above sections shall be and remain in full force and effect until valid regulations of the Commission shall become effective as provided in this Act."

13. Amend the title as follows: Line 2, insert "relating to wildlife and game;" after "ACT". Line 4, printed bill, line 5, original bill, strike "s" from "Sections". Strike "and 37-302". Line 12, printed bill—line 19, original bill—strike conjunction "and". Line 13, printed bill, line 19, original bill, strike "." and insert "; and to repeal Section 37-302, C. S. Supp., 1933; and to enact a saving clause.

14. Strike last two lines of Committee of the Whole amendments.

LEGISLATIVE BILL NO. 232. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 232:

I. Amend the printed bill, page 1, title, line 5—page 1, title, line 8 of the original bill—by inserting the punctuation ";" after the word "section" and before the conjunction "and" therein.

II. Amend the Standing Committee Amendments, page 1, by striking all of Amendment No. 1 thereon.

LEGISLATIVE BILL NO. 319. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 319:

I. Amend the Committee of the Whole amendments, page 1, Amendment No. 3, line 15—Section 3, line 16 of the mimeographed amendment—by striking the word "provided" and by inserting in lieu thereof "Provided".

II. Amend the Committee of the Whole Amendments, page 2, Section 3, line 21—line 23 of the said amendments, mimeographed,—by striking the word "provided" therein and by inserting in lieu thereof the word "Provided".

III. Amend the Committee of the Whole amendments, page 1, by striking all of Amendment No. 1 thereon and by inserting the same amendment after the first word "dollars" in Committee of the Whole amendments, page 2, Amendment No. 3, line 25—line 26 of said mimeographed amendment.

IV. Amend the Committee of the Whole amendments, page 1, by striking all of Amendment No. 2 thereon. (Reason: Same amendment included in Committee of the Whole amendments, page 1, Amendment No. 3, line 8—lines 8 and 9 of the mimeographed amendment).

V. Amend the Committee of the Whole amendments, page 2, Amendment No. 3, line 33—line 35 of the mimeographed amendment—by striking the word "treasurer" and by inserting in lieu thereof the word "Treasurer".

LEGISLATIVE BILL NO. 522. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 522:

I. Engross the bill so that each of the sections therein will constitute a single unit of subject matter.

II. Amend the printed bill, page 2, Section 1, line 19—page 1, Section 1, line 19 of the original bill—by striking the punctuation "," after the word "apparatus" therein; and on page 2, Section 1, line 26 of the printed bill—page 2, Section 1, line 26 of the original bill—strike the punctuation "," after the word "bought".

III. Amend the printed bill, page 2, Section 2, line 7—page 2, Section 2, line 7 of the original bill—by striking the word "section" and by inserting in lieu thereof the word "Section".

IV. Amend the printed bill, page 6, Section 3, line 112—page 6, Section 3, line 107 of the original bill—by striking therefrom the conjunction and symbol "and/", and wherever it appears elsewhere in the title and text of the bill.

V. Amend the printed bill, page 6, Section 3, line 132—page 6, Section 3, line 128 of the original bill—by inserting **"as amended,"** before the word **"whose".**

VI. Amend the printed bill, page 7, Section 3, line 167—page 7, Section 3, line 161 of the original bill—by striking the conjunction and symbol "and/" in said line and also wherever the same appears in the bill.

VII. Amend the Standing Committee Amendments, page 2, Amendment 6, line 10 by inserting **"as amended by Section 3 of this Act,"** after the figures and punctuation "1933," therein.

VIII. Amend the Standing Committee Amendments, page 2, Amendment 6, line 28 by striking the punctuation "." therein and by inserting in lieu thereof the following punctuation, ":".

IX. Amend the printed bill, page 11, Section 6, line 52—page 11, Section 6, line 6 of the original bill—by striking the punctuation "," after the word "privileges" therein.

X. Amend the printed bill, page 12, Section 6, line 100—page 12, Section 6, line 56 of the original bill—by striking the punctuation "," after the word "bureau" therein; and on page 12, Section 6, line 107 of the printed bill—page 12, Section 6, line 64 of the original bill—strike the punctuation "," after the word "acquisition".

XI. Amend the printed bill, page 13, Section 6, line 122—page 13, Section 6, line 78 of the original bill—by striking the word "Public" and by inserting in lieu thereof the word "public"; and in line 123 of said Section 6 of the printed bill—line 79 of the original bill—strike the punctuation "," after the figure "2" therein; and in said line strike the second preposition "of" and insert the punctuation "," in lieu thereof; and in line 124 of said Section 6 of the printed bill—line 80 of the original bill—strike "of the" and insert "Session"; and in line 125 of said Section 6 of the printed bill—line 81 of the original bill—strike the second figure "1" and insert in lieu thereof the figure "3".

XII. Amend the printed bill, page 14, Section 7, line 12—page 13, Section 7, line 12 of the original bill—by striking the punctuation "," after the word "debentures" therein.

XIII. Amend the printed bill, page 15, Section 8, line 3—page 15, Section 8, line 3 of the original bill—by inserting the figures and symbol and punctuation "70-712." before the first word "No" therein; and in line 15 of said section in the printed bill—line 16 of said section of the original bill—strike the punctuation "," after the word "receipts"; and in line 16 of said section in the printed bill—line 17 of the original bill—strike ", provided" and insert ": Provided,"; and in line 19 of the printed bill of said section—line 20 of the original bill—strike the punctuation "." after the word "act" and insert in lieu thereof the punctuation ":".

XIV. Amend the printed bill, page 17, Section 8, line 68—page 15b, Section 8, line 70 of the original bill—by striking the punctuation "," after the word "benefits" therein; and on page 17, Section 9, line 5 of the printed bill—page 16, Section 9, line 5 of the original bill—strike the punctuation "," after the word "rents"; and in line 6 of the printed bill—line 6 of the original bill—strike the punctuation "," after the word "storage" therein.

XV. Amend the printed bill, page 18, Section 9, line 17—page 16, Section 9, line 18 of the original bill—by inserting the conjunction "or" before the second preposition "for" therein.

XVI. Amend the Committee of the Whole amendments, Amendment B, line 3—paragraph 2—by striking the word "of" therein and by inserting in lieu thereof the word "or"; and amend the Standing Committee Amendments page 6, Amendment 15, line 22 by striking the conjunction "and" and by inserting in lieu thereof the conjunction "or"; and amend the Standing Committee Amendments, page 6, Amendment 15, line 35 by inserting the word "legal" after the word "two" and before the word "newspapers" therein.

LEGISLATIVE BILL NO. 562. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 562:

I. Amend the printed bill, page 1, Section 1, line 6—the original bill, page 3, Section 1, line 8—by inserting after the word "embalming" therein the following:

"(including fees received from applicant or practicing funeral directors and undertakers as well as embalmers)".

II. Amend the printed bill, page 1, title, line 4—the original bill, page 1, title, line 6—by inserting after the word "embalming" therein the following:

"(including fees received from applicant or practicing funeral directors and undertakers as well as embalmers)".

LEGISLATIVE BILL NO. 352. Placed on Select File.
LEGISLATIVE BILL NO. 306. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 306:

I. Strike Committee of the Whole Amendment 1. to the bill and insert in lieu thereof the following: '

1. Amend the printed bill, page 1, Section 1—the original bill, page 1, Section 1 by striking that part of said section commencing with the first word "The" in line 1 of the printed bill—line 1 of the original bill—down to and including the word and punctuation "sessions." in line 6 of the printed bill—line 7 of the original bill—and by inserting in lieu thereof the following:

"The legislative council may, within such specific appropriation made by the Legislature for that purpose, appoint a constitutional reviewer of bills to serve the Legislature; and the services of such reviewer shall commence not more than thirty days before the convening of the Legislature." '.

II. Amend the printed bill, page 1, Section 1, line 9—the original bill, page 1, Section 1, line 12—by striking the word "independent" therein and by inserting in lieu thereof the word "independently".

LEGISLATIVE BILL NO. 144. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 144:

I. Amend the Committee of the Whole Amendments, Amendment 1, paragraph 1, line 4 by inserting the punctuation "," after the last word "shall".

II. Amend the printed bill, page 2, Section 1, line 35—page 2, Section 1, lines 36 and 37 of the original bill—by striking the punctuation "( )" therein.

III. Amend the printed bill, page 2, Section 2, line 1—page 2, Section 2, line 1 of the original bill—by striking the word "section" after the word "original" and by inserting in lieu thereof the word "Section".

IV. Amend the printed bill, page 1, title—page 1, title of the original bill—by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

"to amend Section 32-1705, Compiled Statutes of Nebraska, 1929, relating to election; to provide for the filling of vacancies in the offices of Representatives and Senators of the state of Nebraska in the Congress of the United States and in the offices of members of the Legislature of the state of Nebraska; to repeal said original section; and to declare an emergency.".

V. Engross the word "Legislature" in caps and lower case wherever the same appears both in the body and the title of the bill.

LEGISLATIVE BILL NO. 506. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 506:

I. Amend the printed bill, page 1, Section 1, line 1, page 1, Section 2, line 1 and page 2, Section 3, line 1—page 1, Section 1, line 1, page 1, Section 2, line 1 and page 1, Section 3, line 1 of the original bill—by striking the punctuation "," wherever the same appears after the word "Statutes" in each of said lines, respectively, and by inserting in lieu thereof the preposition "of".

II. Amend the printed bill, page 2, Section 3, line 9—page 2, Section 3, line 9 of the original bill—by inserting the words "**or village**" after the word "city" and before the word "may" therein.

III. Amend the original bill, page 2, Section 4, line 2, by striking the punctuation "," after the word "Statutes" therein and by inserting in lieu thereof the preposition "of".

IV. Amend the printed bill, page 1—the original bill, page 1—by striking all of Section 1 thereon; and renumber the rest of said sections.

V. Amend the printed bill, page 2, Section 4, line 1—the original bill, page 2, Section 4, line 1—by striking "15-301," therefrom.

VI. Amend the printed bill, page 1, title—page 1, title of the original bill—by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

> "to amend Sections 16-301 and 17-509, Compiled Statutes of Nebraska, 1929, relating to elections; to prescribe the hours during which the polls shall be kept open on the days of municipal elections in cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, in cities of the second class and in villages; to repeal said original sections; and to declare an emergency."

LEGISLATIVE BILL NO. 383. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 383:

I. Amend the printed bill, page 1, Section 2, lines 3 and 4—the original bill, page 1, Section 2, lines 4 and 5 by striking that part of said lines commencing with the word "sections" down to and including the figures and punctuation "1929," and by inserting in lieu thereof the following:

"Section 72-707, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Legislative Bill No. 392, Fifty-second Session, Nebraska State Legislature, 1937, and in Section 72-902, Compiled Statutes of Nebraska, 1929,".

II. Amend the Standing Committee Amendments, pages 2 to 27 inclusive—the mimeographed amendments, pages 1 to 19 inclusive—by striking all of Standing Committee Amendments 5 and 6 thereon.

LEGISLATIVE BILL NO. 244. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 244:

I. Amend the Standing Committee Amendments, paragraph 1, line 2, by striking the first word "township" therein and by inserting in lieu thereof the word "townships".

II. Amend the Standing Committee Amendments, paragraph 1, line 5 by striking the word and punctuation "towns." and by inserting in lieu thereof the words "cities or villages".

III. Amend the printed bill, page 1, Section 1, line 2—page 1, Section 1, line 3 of the original bill—by inserting after the figures and punctuation "1935," therein the following:

"as amended by Section 1, Legislative Bill No. 246, Fifty-second Session, Nebraska State Legislature, 1937,".

IV. Amend the printed bill, page 1, Section 1, line 7—the original bill, page 1, Section 1, line 9—by inserting the words "each year" after the word "shall" and before the word "levy" therein.

V. Amend the printed bill, page 1, Section 1, line 8—the original bill, page 1, Section 1, line 10—by striking therefrom "including all county," and by inserting in lieu thereof the following:

"; that said levy in the year 1937 shall include all county taxes for the current year; and all of said levies thereafter in the year 1938 and each succeeding year shall include all county taxes necessary to cover the amounts required to be raised by taxation, as provided in the annual budget of said county for the current year, and all of said levies provided for hereinbefore, including those for the years, 1937, 1938 and all succeeding years, shall include all".

VI. Amend the printed bill, page 2, Section 1, lines 40 and 41 —the original bill, page 3, Section 1, line 50—by striking therefrom "board of county commissioners" and by inserting in lieu thereof **"county board".**

VII. Amend the printed bill, page 2, Section 1, line 46—the original bill, page 3, Section 1, line 57—by striking therefrom "board of county commissioners" and by inserting in lieu thereof **"county board".**

VIII. Amend the printed bill, page 4, Section 2, line 2—the original bill, page 6, Section 2, line 3—by inserting after the figures and punctuation "1935," therein the following:

IX. Amend the printed bill, page 1, title, line 3—the original bill, page 1, title, line 4 by inserting after the figures and punctuation

"as amended by Section 1, Legislative Bill No. 246, Fifty-second Session, Nebraska State Legislature, 1937,".
"1935," therein the following:

"as amended by Section 1, Legislative Bill No. 246, Fifty-second Session, Nebraska State Legislature, 1937,".

X. Amend the printed bill, page 1, title, line 4—the original bill, page 1, title, line 5 by inserting after the word and punctuation "revenue;" therein the following:

"to provide that the levy by the county board in the year 1938 and each succeeding year of necessary county taxes for the current year shall include all county taxes necessary to cover the amounts required to be raised by taxation as provided in the county budget for the current year;".

LEGISLATIVE BILL NO. 302.	Placed on Select File.
LEGISLATIVE BILL NO. 565.	Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 565:

I. Amend the printed bill, page 1, title, line 5—page 1, title, line 7 of the original bill—by inserting the conjunction "and" after the word and punctuation "States;" and before the preposition "to" therein; and in line 8 of said title in the printed bill—line 12 of said title in the original bill—strike "; and to declare an emergency".

II. Amend the printed bill, page 2—the original bill, page 3—by striking all of Section 3 thereon.

III. Strike the Committee of the Whole amendments, the subject matter thereof having been restated in the foregoing amendments.

LEGISLATIVE BILL NO. 263. Placed on Select File.
LEGISLATIVE BILL NO. 450. Placed on Select File.
LEGISLATIVE BILL NO. 461. Placed on Select File.
LEGISLATIVE BILL NO. 405. Placed on Select File with amendment.

Enrollment and Review amendment to L. B. No. 405:

I. Amend the printed bill, page 3, Section 3, line 1—page 4, Section 3, line 1 of the original bill—by striking the figure "3" therein and by inserting in lieu thereof the figure "2".

LEGISLATIVE BILL NO. 388. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 388:

I. Amend the Standing Committee amendments, page 2, by striking all of Amendment 12 thereon and by inserting in lieu thereof the following:

'12. Amend the printed bill, page 9, Section 17, lines 1, 2 and 3—pages 11 and 12, Section 17, lines 1, 2 and 3 of the original bill—by striking that part of said Section commencing with the figures "1935" in line 1, down to and including the word "Section" in line 3 and by inserting in lieu thereof the following:

"C. S. Supp., 1933, as amended by Section 4, Chapter 131, Session Laws of Nebraska, 1935, be amended to read as follows:".

II. Amend the Standing Committee Amendments, page 2, by striking all of Amendment 13 thereon and by inserting in lieu thereof the following:

'13. Amend the printed bill, page 11, Section 17, line 73—page 14, Section 17, line 63 of the original bill—by striking therefrom

"60-314, Compiled Statutes of Nebraska, 1929," and by inserting in lieu thereof the following:

"60-328, C. S. Supp., 1933, as amended by Section 2, Chapter 128, Session Laws of Nebraska, 1935, and in Section 60-330, C. S. Supp., 1933, as amended by Section 3, Chapter 128, Session Laws of Nebraska, 1935,".

III. Amend the printed bill, page 12, Section 17, line 108—page 15, Section 17, line 95 of the original bill—by inserting the punctuation ' " ' around the word "in-transit".

IV. Amend the Standing Committee amendments, pages 2 and 3, by striking all of Amendment 14 thereon and by inserting in lieu thereof the following:

'14. Amend the printed bill, page 13, Section 18, lines 1 and 2—page 15, Section 18, lines 1 and 2 of the original bill—by striking that part of said section commencing with the preposition "of" down to and including the word and punctuation "repealed." in line 2 therein and by inserting in lieu thereof the following:

", C. S. Supp., 1933, as amended by Section 4, Chapter 131, Session Laws of Nebraska, 1935, is hereby repealed."'

V. Amend the Standing Committee Amendments, page 3, Amendment 20, line 6, by inserting after the figures "1933" the following:

", as amended by Section 4, Chapter 131, Session Laws of Nebraska, 1935";
and after the word "section" in line 6 of said amendment, insert the words "as amended" '.

LEGISLATIVE BILL NO. 140. Correctly engrossed.
LEGISLATIVE BILL NO. 201. Correctly enrolled.
LEGISLATIVE BILL NO. 399. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 201
LEGISLATIVE BILL NO. 399.

APPROVED BY GOVERNOR

April 3, 1937

To the Honorable Walter H. Jurgensen,
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 237
Legislative Bill No. 320
Legislative Bill No. 321

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 571.

FRANK J. BRADY.

The motion prevailed with 37 ayes, no nays, 6 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 570. By Regan, Diers.

A Bill for an Act to repeal Section 52-118 Compiled Statutes of Nebraska for 1929 relating to contracts for the construction or repairing of public structures and improvements.

LEGISLATIVE BILL NO. 571. By Committee on Appropriations.

A Bill for an Act to appropriate the sum of Two Hundred and Fifty Dollars ($250.00) for the emergency needs of the Board of Pardons during the biennium ending June 30, 1937; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative

Bill No. 570 and Legislative Bill No. 571 read the second time.

FRANK J. BRADY.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 570. By Regan, Diers.
Referred to Committee on Judiciary.

LEGISLATIVE BILL NO. 571. By Committee on Appropriations.

MOTION—To Place on General File

Mr. President: I move the rules be suspended and that L. B. No. 571 be placed on General File.

FRANK J. BRADY.

The motion prevailed with 34 ayes, no nays, 9 not voting.

MOTION—To Place on Select File

Mr. President: I move to suspend the rules and place L. B. No. 571 on Select File.

FRANK J. BRADY.

The motion prevailed with 35 ayes, no nays, 8 not voting.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 90.

A Bill for an Act to amend subsections (b) and (c), Section 48-152, Compiled Statutes of Nebraska, 1929, as amended by Section 42, Chapter 57, Session Laws of Nebraska, 1935, relating to labor; to provide for the payment of compensation under the Workmen's Compensation Law in the case of occupational diseases in certain industries; and to repeal said original subsections as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 1:

Johnson, W. R.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 183. (With emergency clause)

A Bill for an Act to amend Section 26-748, Compiled Statutes of Nebraska, 1929, relating to county government and officers; to empower county boards in counties having 3,600 inhabitants or more, to sell land or lots belonging to said counties for the purpose of securing funds to erect a poor house or additions thereto, or a county hospital and to equip the same, or both, or to issue and sell bonds for the purpose of erecting such building or buildings and equipment for the same, and to purchase land, or lots on which to erect such building or buildings, when approved by a majority vote of the electors of said county voting thereon; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Cady
Johnson, W. R.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 182.

A Bill for an Act relating to municipal corporations; to grant power to all cities and villages to provide for city and village planning; to provide for the creation and organization of municipal planning commissions; and to define the powers and duties of such commission.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Dafoe
Diers
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Slepicka
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 8:

Comstock
Dunn
Frost
Reynolds
Schultz
Strong
Thomas
Warner

Not voting, 3:

Ashmore
Carsten
Johnson, W. R.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 286.

A Bill for an Act relating to certain United States Land Office records used in the Territory and State of Nebraska, now in the custody of the General Land Office at Washington, D. C.; to provide for their preservation and permanent use as part of the important historical records of Nebraska in the custody of the Nebraska State Historical Society.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Armstrong
Comstock

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—To Recommit

Mr. President: I move to recommit Legislative Bill No. 165 to General File for the following specific amendment:

Insert stricken matter in Section 1, line 42.

(Signed) L. C. NUERNBERGER.

The motion was lost.

LEGISLATIVE BILL NO. 165. (With emergency clause)

A Bill for an Act to amend Section 32-1133, C. S. Supp., 1933; to amend Section 32-1134, Compiled Statutes of Nebraska, 1929, relating to elections; to provide that candidates for the several municipal offices in cities of the second class having a population of more than one thousand and less than five thousand inhabitants and members of boards of education therein may be nominated by caucus or convention held on the fifth Wednesday preceding the general municipal election in April of each year; to provide that, when so nominated, the certificates of nomination of said municipal officers and said members of boards of education shall be filed with the municipal clerk not later than fifteen days before said general municipal election; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 29:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Comstock
Dafoe
Dunn
Frost
Gantz
Haycock
Howard
Johnson, W. R.
Knickrehm
McMahon
Murphy
Norton
Peterson, J. B.
Pizer
Regan
Slepicka
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 10:

Hall
Miller
Neubauer
Nuernberger
Peterson, C. H.
Reynolds
Schultz
Strong
Thomas
Warner

Not voting, 4:

Ashmore
Carlson
Diers
Johnson, R. W.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 561. (With emergency clause)

A Bill for an Act to amend Section 1, Legislative Bill No. 115, Fifty-second Session, Nebraska State Legislature, relating to conveyances of real estate; to validate certain defective conveyances; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Strong
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Brady
Frost

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 566. (With emergency clause)

A Bill for an Act to amend Section 30-810, Compiled Statutes

of Nebraska, 1929, relating to decedents' estates; to provide for the distribution of the amount received in settlement or recovered by judgment in actions by executors or administrators for wrongful death of their decedents under the direction of the court that appointed them; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Frost
Slepicka

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Recommit

Mr. President: I move that Legislative Bill No. 364 be recommitted to General File for the following specific amendments:

1. Amend the printed bill, page 1, by striking all of Section 1 thereon and by inserting in lieu thereof the following:

"Section 1. To better equip men and boys over sixteen years of age in Nebraska to enter upon the work of a trade, craft or other industrial pursuit, the Board of Education of State Normal Schools is hereby directed and empowered to designate one of the existing state normal schools as a vocational trade and industrial school; and said normal school so designated shall be known and called the "Nebraska Vocational Trade and Industrial School" and shall be under the control and management of the Board of Education of State Normal Schools."

2. Amend the printed bill, page 1, Section 2, line 1, page 2, Section 4, line 1 and page 2, Section 5, line 7 by striking "State Board of Vocational Education" wherever the same appears therein and by inserting in lieu thereof "Board of Education of State Normal Schools".

3. Amend the printed bill, page 2, Section 5, line 3 by striking "53,000.00 dollars" therein and by inserting in lieu thereof "Twenty Thousand Dollars ($20,000.00)".

4. Amend the printed bill, page 1, title by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

"relating to schools; specifically to appropriate the sum of Twenty Thousand Dollars ($20,000.00), or so much thereof as may be necessary for the equipment and operation of a vocational trade and industrial school for men and boys at one of the existing state normal schools to be designated by the Board of Education of State Normal Schools; to empower said Board to administer the provisions of this Act; and to declare an emergency."

(Signed) HUGH B. ASHMORE.

The motion was lost with 10 ayes, 25 nays, 8 not voting.

LEGISLATIVE BILL NO. 364. (With emergency clause)

A Bill for an Act relating to vocational education; specifically to appropriate the sum of Fifty-three Thousand Dollars ($53,000.00), or so much thereof as may be necessary for the establishment and operation of a vocational trade and industrial school for men and boys in the city of Broken Bow, Custer County, Nebraska; to empower the Board of Vocational Education to administer the provisions of this Act; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having

elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 27:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Peterson, J. B.
Pizer
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 13:

Ashmore
Carlson
Carpenter
Carsten
Dafoe
Miller
Murphy
Neubauer
Norton
Nuernberger
Regan
Schultz
Wells

Not voting, 3:

Comstock
Frost
Peterson, C. H.

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 364 With Emergency Clause Stricken

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 26:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Brodecky
Diers
Dunn
Gantz
Hall
Haycock
Johnson, W. R.
Knickrehm
McMahon
Peterson, J. B.
Pizer
Strong
Thomas
Tvrdik
Von Seggern
Worthing

Cady
Comstock
Howard
Johnson, R. W.
Reynolds
Slepicka

Voting in the negative, 14:

Ashmore
Carlson
Carpenter
Carsten
Dafoe
Miller
Murphy
Neubauer
Norton
Nuernberger
Regan
Schultz
Warner
Wells

Not voting, 3:

Brady
Frost
Peterson, C. H.

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 388.

(See Enrollment and Review amendments as found in this day's Legislative Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 96. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 495. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 147. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 3.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-first Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 224.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-first Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 388.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 3.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 224.	Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 11:00 A. M. Mr. Brandt moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Haycock in the Chair; later Mr. Murphy.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 277.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 252.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 478.	Referred to Committee on Enrollment and Review for review with amendments.

MOTION—To Amend

Mr. President: I move that L. B. No. 478 be amended to read as follows:

(Amendments mimeographed in lieu of printing in Journal)

(Signed) CHARLES A. DAFOE, Chairman.

The motion prevailed.

Committee of the Whole amendments to L. B. No. 478:

1. Amend the printed bill, page 3, Section 2, line 21 by inserting after the word "music" therein the following:

"Provided, any composer, author or publisher of vocal or instrumental copyrighted musical compositions, or any person, firm or corporation controlling the sale or distribution of said compositions, whether or not within the purview of the combination described in Section 1 of this Act, shall, before selling or disposing of any such composition in this state, file in the office of the Secretary of State a copy of each said composition upon which shall be written, printed or typed over his or its signature a statement to the effect that he or it controls the sale or disposition of such composition; and provided further, said person, firm or corporation who shall make such filing shall accompany the same with a fee of Twenty-five Cents (25c) with each copy of said composition so filed to reimburse the Secretary of State for keeping in current and convenient form, easily accessible to the public, the titles of said compositions and the names of the persons, firms or corporations who shall file said copies from time to time; and provided further, said Secretary of State shall deposit all the fees received hereunder weekly with the state Treasurer who shall credit said fees to the general fund of the state".

2. Amend title to conform with above amendment.

(Signed) W. F. HAYCOCK, Chairman.

L. B. MURPHY, Chairman.

The report was adopted.

Mr. A. E. MacKinnon, Commissioner of the New York World's Fair, addressed the Legislature briefly concerning Nebraska's participation in said Fair.

MOTION—To Adjourn

At 12:55 P. M. on motion of Mr. Schultz the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTY-THIRD DAY

Legislative Chamber,

Lincoln, Nebraska, April 28, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Brodecky who was excused.

The Journal for the Eighty-second Day was approved.

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL NO. 375.	Indefinitely postponed.
LEGISLATIVE BILL NO. 378.	Placed on General File with amendments.

Standing Committee amendments to L. B. No. 378:

Amend the printed bill as follows:

1. Section 1, line 5, strike all of said section commencing with the word "there" in said line 5, and insert in lieu thereof the following: "There is hereby **specifically and absolutely** appropriated for said fund and the purposes of this Act for the period ending June 30, 1937 **1939, from any moneys available therefor from motor fuels taxes, alcoholic liquor taxes, head taxes and such other taxes as may be provided by law,** THE FOLLOWING SUMS: (A) FROM THE STATE GENERAL FUND $2,083,000.00; (B) FROM THE ONE CENT

GASOLINE TAX TO BE COLLECTED, AS PROVIDED IN HOUSE ROLL NO. 6, FIFTY-FIRST (SPECIAL) SESSION, LEGISLATURE OF NEBRASKA, $2,430,000.00: TOTAL $4,513,000.00 **the sum of $7,100,000.00.** Any unexpended balance remaining on June 30, 1937 **1939,** shall be transferred and credited to the general fund of the state."

2. Section 2, renumber Sections 2 and 3 as Sections 7 and 8, respectively, and insert before "Sec. 2." the following:

"Sec. 2. That Section 8, Chapter 20, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 8. The State Assistance Fund for the period ending June 30, 1937 **1939** shall be divided as follows: (1) For salaries and expenses of SAID **state** administration $25,000.00, OR SO MUCH THEREOF AS MAY BE NECESSARY, ALL OF WHICH SUM OF $25,000.00 SHALL BE IMMEDIATELY AVAILABLE FOR SUCH PURPOSES, PLUS not more than two per cent of the BALANCE OF said State Assistance Fund.; (2) **For child welfare services, not more than the sum of $19,000.00 from said fund; (3) For crippled children services, not more than the sum of $49,600.00 from said fund; (4)** For **a free fund** RELIEF, not more than 24.52 **18** per cent of the balance **of said fund;** (3) **(5)** For blind assistance not more than 1.56 **2** per cent of SAID **the** balance **remaining in said fund after deducting therefrom the above items, 1 to 4, inclusive;** (4) **(6)** For old age assistance not more than 57.27 **72** per cent of said balance; (5) **(7)** For aid to dependent children not more than 15.56 **26** per cent of said balance; (6) FOR CRIPPLED CHILDREN NOT MORE THAN 0.72 PER CENT OF SAID BALANCE; (7) FOR CHILD WELFARE NOT MORE THAN 0.31 PER CENT OF SAID BALANCE. **A portion of the free fund created hereby may be used to supplement any regular allotment to any county for any assistance activity above set forth, when it is shown by the requisition and report of such county, based upon past experience and estimates for the period for which allotment is sought, that more funds will be needed therefor than will be provided by such regular allotment and county funds available therefor. Money from said free fund may also be used to supplement the funds established hereby for child welfare and crippled children services, if, after investigation, the State Assistance Committee shall find the use thereof to be necessary to carry out the purposes of the laws with respect to such services. Money from said free fund may also be used, if necessary, to pay the cost of distribution of surplus commodities furnished to the various counties for relief by any agency of the federal government, but in no event shall more than the sum of $300,000 be expended during the biennium for such purpose; and no money**

from said free fund shall be expended for such purpose unless it is found by the State Assistance Committee that the surplus commodities offered to any county are of a type, variety, quality and quantity needed by such county for distribution to needy persons eligible therefor in such county whose requirements could not be better and more economically satisfied through some other form of relief; and such part of said fund of $300,000 as is not used for such purpose during any quarter of the biennium upon a pro rata basis by quarters, may be used for the other purposes of said free fund except expense of certifications. Money from said free fund may also be used, if necessary, to pay expenses and salaries in whole or in part of persons who may be employed by the State Assistance Committee and by the various counties for investigating and making certifications with respect to applicants for work or assistance under the Works Progress Administration, National Youth Administration, Resettlement Administration and for enrollment in the Civilian Conservation Corps and for surplus commodities, and for relief assistance or services afforded by any other federal agencies. Such personnel making such certifications may also be used in making certifications under the assistance laws of this state in coordination and conjunction with personnel employed for such latter purpose by the state and county assistance administrations. In no event shall more than the sum of $300,000 be expended for the certifications first above mentioned during the biennium and only such sums shall be expended therefor as the State Assistance Committee shall, after investigation, find are required to enable needy, eligible persons to secure employment, relief or assistance from said federal agencies, services and commodities. And such part of said fund of $300,000 as is not used for such purpose during any quarter of the biennium upon a pro rata basis by quarters, may be used for the other purposes of said free fund, except for the expense of surplus commodities distribution.

"Sec. 3. That Section 9, Chapter 20, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 9. The percentages of the balance of the State Assistance Fund hereinabove **specifically** allotted for **old age assistance, blind assistance and aid to dependent children** THE VARIOUS ACTIVITIES HEREINABOVE NAMED, EXCEPT ACTIVITITIES FOR CRIPPLED CHILDREN AND CHILD WELFARE, shall be distributed and paid to the county treasurer of each respective county of the State of Nebraska, each in the proportion which the total population of each said county bears to the total population of the State of Nebraska, as shown by the last official census taken therein, in **monthly or quarterly allotments which need not be equal** MONTHLY INSTALLMENTS. PAYMENTS FOR SAID ACTIVITIES SHALL BE MADE

TO THE COUNTIES ON OR BEFORE THE FIRST DAY OF EACH CALENDAR MONTH. The amount of each MONTHLY payment to each county shall be determined by the State Assistance Committee and shall be based upon the MONTHLY report and requisition of the county for each activity mentioned herein, EXCEPT ACTIVITIES FOR CRIPPLED CHILDREN AND CHILD WELFARE. Provided, however, if the amount or amounts requisitioned by any county for any one or more of the said activities for any MONTH **calendar month or quarter** be less than the full amount or amounts which might be paid therefor for that month **or quarter,** on the basis of population as above set forth and, if the amount or amounts requisitioned by said county for any one or more of the other of said activities for such month **or quarter** be greater than the full amount or amounts which might be paid therefor for that month **or quarter,** on the basis of population as above set forth, then the surplus of the former or so much thereof as may be necessary, may be paid to such county and used by it to supply the deficiency of the latter; in proportion to the deficiency for each activity and such surplus and deficiency, if any, shall be ascertained and determined upon the basis provided by law. If any county shall not requisition the full amount which it might receive, or if any county shall not use the full amount which may be paid to it, for any of such activities, the surplus thus created may, if needed later, be paid to or used by said county for the respective activities above mentioned, in proportion to the deficiencies occurring for the various activities and the need for the use and expenditure of such surplus shall be ascertained and determined upon the basis provided by law.

"Sec. 4. That Section 16, Chapter 20, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 16. The County Assistance Committee shall keep records of all of its acts, proceedings, receipts and disbursements on forms prescribed and provided by the State Assistance Committee, as directed by said Committee, and shall make monthly **or quarterly** reports thereof to **and as directed** by said State Assistance Committee through said director of assistance. NO MONEY SHALL BE PAID TO ANY COUNTY FROM THE STATE ASSISTANCE FUND UNTIL ITS MONTHLY REPORT HAS BEEN FILED, AUDITED AND APPROVED BY THE STATE ASSISTANCE COMMITEE."

"Sec. 5. That Section 10, Chapter 20, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 10. The board of county commissioners or supervisors, as the case may be, county treasurer and the county board of public welfare, if now or hereafter lawfully in existence in each respective county of the State of Nebraska, are hereby designated as the County Assistance Committee of each respective county. The County Assistance Committee shall have the powers and duties now or hereafter vested in it by law. It may employ such clerks and assistants as may be necessary to enable it properly to administer its duties, and shall pay such HELP **personnel** reasonable salaries and wages and necessary expenses; provided, however, that no more than THREE **four** per cent of the money allocated for assistance to any county under this Act, plus any available county funds for such purposes, shall be expended for salaries and expenses of administration of such activities in such county.

"Sec. 6. That Section 28, Chapter 28, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 28. A tax of two dollars is hereby imposed upon every male and female inhabitant of the STATE **State** of Nebraska between the ages of twenty-one and fifty years who is sane and is not a public charge as a poor person to be used exclusively for **the purposes** EXPENSES OF ADMINISTRATION, SALARIES AND EXPENSES OF EMPLOYEES AND EXPENSES of the State Assistance **Fund** COMMITTEE, ITS AGENTS AND EMPLOYEES AND FOR OLD AGE ASSISTANCE PAYMENTS TO THE COUNTIES AS PROVIDED IN THIS ACT. The board of county commissioners or supervisors of each county in this state, as the case may be, shall annually include in the county tax levy, a tax of two dollars upon every male and female inhabitant of such county between the ages of twenty-one and fifty years, who is sane and who is not a public charge as a poor person, for the purpose above set forth. Such tax levies shall be collected by the county treasurer of the several counties of the state; and said county treasurers shall immediately remit the moneys arising therefrom to the state treasurer, who shall credit said moneys to the State Assistance Fund FOR THE PURPOSES SET FORTH HEREIN PURSUANT TO SPECIFIC APPROPRIATIONS MADE IN SECTION 1, HOUSE ROLL NO. 16, FIFTY-FIRST (SPECIAL) SESSION, LEGISLATURE OF NEBRASKA. The provisions of this section shall apply to the year 1936 **1937**, and subsequent years. ALL ACTS DONE OR PERFORMED BY ANY OFFICERS OF THE STATE OR COUNTIES OR THEIR DEPUTIES OR EMPLOYEES, UNDER THE PROVISIONS OF CHAPTER 135, LAWS OF NEBRASKA, 1935, HEREBY ARE IN ALL RESPECTS RATIFIED, APPROVED AND CONFIRMED."

3. Section 2, line 1, strike "Section 1" and insert "Sections 1, 8, 9, 10 and 16" in lieu thereof. Line 2, strike "is" and insert "are" in lieu thereof. Add after "repealed.", "That said original Section 28,

Chapter 28, Session Laws of Nebraska, 1935, Special, is hereby repealed."

4. Amend the title as follows: Line 2, strike all of said title after "ACT", and insert in lieu thereof, "relating to public assistance, welfare and social security; relating to revenue and appropriations therefor; to amend Sections 1, 8, 9, 10 and 16, Chapter 20, Session Laws of Nebraska, 1935, Special; to amend Section 28, Chapter 28, Session Laws of Nebraska, 1935, Special, relating to head taxes; to appropriate the sum of $7,100,000.00 for the State Assistance Fund for the biennium ending June 30, 1939; to provide for the allocation thereof; to repeal said original sections; and to declare an emergency."

Enrollment and Review

LEGISLATIVE BILL NO. 367. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 367:

I. Amend the printed bill, page 11, Section 9, line 2—the original bill, page 12, Section 9, line 2—by striking the second preposition "of" and by inserting in lieu thereof the conjunction "or".

II. Amend the printed bill, page 23, Section 30, line 19—the original bill, page 25, Section 30, line 21—by inserting the punctuation "-" between the words "one" and "tenth" therein.

LEGISLATIVE BILL NO. 394. Placed on Select File.

LEGISLATIVE BILL NO. 564. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 564:

Amend the printed and original bill as follows:

1. Section 4, line 10, printed bill, line 12, original bill, strike all after "same" in said line 10 to and including "respectively" in line 12. Line 12, printed bill, line 15, original bill, strike "approve" and insert "examine" in lieu thereof. Line 13, printed bill, line 16, original bill, strike all after "offices" down to and including "comptroller" in line 17, and insert "and make reports to the Legislature in regard thereto" in lieu thereof. Line 17, printed bill, line 22, original bill, strike "prescribe" and insert "recommend to the Legislature" in lieu thereof. Line 26, printed bill, line 33, original bill, strike "such" and insert "his" in lieu thereof. Lines 31 and 32, printed bill, line 39, original bill, strike "and to participate therein". Line 32, printed

bill, line 39, original bill, insert "a" after "as". Insert "and to report thereon to the Legislature" after "Legislature". Line 35, printed bill, line 44, original bill, strike "participate therein" and insert "report thereon to the Legislature" in lieu thereof.

2. Section 5, lines 5 and 10, printed bill, lines 6 and 10, original bill, insert "the" after "furnish" in said lines.

3. Section 6, line 2, printed bill, line 2, original bill, insert "the" after "refuse". Insert new Section 7 after Section 6 as follows:

"Sec. 7. The Auditor of Public Accounts, Tax Commissioner and state Treasurer shall set up and establish uniform appropriation expenditure accounts in each of said respective state offices with uniform and corresponding control numbers assigned to each of said accounts as itemized by the laws making appropriations; and no warrant based upon any claim or voucher against any appropriation made shall be drawn, countersigned or paid until such appropriation expenditure control accounts shall have been set up and established by each of said state officers."

4. Renumber Sections 7 and 8 as 8 and 9, respectively. Strike "other" in line 4 of Section 7.

LEGISLATIVE BILL NO. 388.	Correctly engorssed.
LEGISLATIVE BILL NO. 391.	Correctly engrossed.
LEGISLATIVE BILL NO. 3.	Correctly engrossed.
LEGISLATIVE BILL NO. 224.	Correctly engrossed.
LEGISLATIVE BILL NO. 245.	Correctly enrolled.
LEGISLATIVE BILL NO. 246.	Correctly enrolled.
LEGISLATIVE BILL NO. 551.	Correctly enrolled.
LEGISLATIVE BILL NO. 90.	Correctly enrolled.
LEGISLATIVE BILL NO. 183.	Correctly enrolled.
LEGISLATIVE BILL NO. 182.	Correctly enrolled.
LEGISLATIVE BILL NO. 286.	Correctly enrolled.
LEGISLATIVE BILL NO. 165.	Correctly enrolled.
LEGISLATIVE BILL NO. 561.	Correctly enrolled.
LEGISLATIVE BILL NO. 566.	Correctly enrolled.
LEGISLATIVE BILL NO. 364.	Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 245

LEGISLATIVE BILL NO. 246
LEGISLATIVE BILL NO. 551
LEGISLATIVE BILL NO. 90
LEGISLATIVE BILL NO. 183
LEGISLATIVE BILL NO. 182
LEGISLATIVE BILL NO. 286
LEGISLATIVE BILL NO. 165
LEGISLATIVE BILL NO. 561
LEGISLATIVE BILL NO. 566
LEGISLATIVE BILL NO. 364

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 178. (With emergency clause)

A Bill for an Act to regulate transportation of passengers and property by motor carriers in intra-state commerce upon the public highways of Nebraska; to confer upon the State Railway Commission jurisdiction and power to administer and enforce all the provisions of this Act and to prescribe rules and regulations; to fix regulatory fees to sustain the administration and enforcement of this Act; to permanently appropriate the proceeds of such fees to the use of the State Railway Commission; to provide penalties for the violation of any provisions of the act and of any rules and regulations of the State Railway Commisison; to repeal Sections 60-101, 60-102, 60-103, 60-104, 60-105, 75-1001 and 75-1002, Compiled Statutes of Nebraska, 1929; to provide that any part of this Act or rules and regulations promulgated hereunder declared illegal, shall not affect the validity of the remaining parts hereof; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 23:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Comstock
Diers
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Peterson, C. H.
Peterson, J. B.
Pizer
Slepicka
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 17:

Ashmore
Brandt
Carlson
Carpenter
Carsten
Dafoe
Frost
Howard
Murphy
Neubauer
Norton
Nuernberger
Regan
Reynolds
Schultz
Strong
Warner

Not voting, 3:

Brodecky
Cady
Miller

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 178 With Emergency Clause Stricken

Voting in the affirmative, 24:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Cady
Comstock
Diers
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Peterson, C. H.
Peterson, J. B.
Pizer
Slepicka
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 17:

Ashmore
Brandt
Carlson
Carpenter
Carsten
Dafoe
Frost
Howard
Murphy
Neubauer
Norton
Nuernberger
Regan
Reynolds
Schultz
Strong
Warner

Not voting, 2:

Brodecky
Miller

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

EXPLANATIONS OF VOTE

Mr. President: I vote "No" for the reason I do not believe Sec. 3 will stand up in court, and with this section out, this bill would act against the farmers and small truckers.

(Signed) CARPENTER.

Mr. President: I cannot vote for L. B. No. 178 since jurisdiction of administration is placed under the State Railway Commission.

(Signed) STRONG.

Mr. President: It is my opinion that if this bill becomes a law the railroads or their subsidiaries would control all the trucking business in the state within three to five years, and all small independent truckers would be forced out of business. Hence I vote "No."

(Signed) L. C. NUERNBERGER.

LEGISLATIVE BILL NO. 314.

A Bill for an Act to amend Section 79-2721, C. S. Supp., 1933; to amend Sections 79-2722 and 79-2726, Compiled Statutes of Nebraska, 1929, relating to schools; to provide that the limit on the aggregate school tax levy in school districts in metropolitan cities for the general operation of schools shall not in any one year exceed ten and one-fourth mills on the dollar of actual valuation of all the property in said school district subject to taxation with the specific exceptions that an additional levy in any one year solely for the purpose of funding and servicing existing bonded indebtedness not exceeding four mills upon the dollar of said actual valuation, may be made and that an additional levy of three-fourths a mill in any one year may be levied for "The Building Fund"; to provide that no bonds other than refunding bonds shall ever be issued hereafter by said school districts for any purpose; to render officers of such school district personally liable to the school district or to any bondholder for failure to budget or levy otherwise than as provided herein; to leave it optional with the electors of said school districts to operate under a law fixing the annual aggregate school tax levy therein at fifteen mills or at thirteen mills on the dollar of actual valuation of all the property in said school district subject to taxation; to repeal said original sections; and to repeal Section 79-2724, Compiled Statutes of Nebraska, 1929.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having

elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.
Not voting, 1:

Brodecky

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 71.

A Bill for an Act to amend Section 17-401, C. S. Supp., 1933, as amended by Section 8, Chapter 10, Session Laws of Nebraska, 1935, Special, relating to cities of the second class and villages; to authorize conveyances of real estate owned by such cities and villages by ordinance after publication of notice of such sale and subject to the right of the electors therein to prevent such sale by filing remonstrance with the governing body thereof; to repeal said original section as amended; and to repeal Section 17-562, Compiled Statutes of Nebraska, 1929.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Adams, E. A.
Adams, J., Jr.
Diers
Dunn
Johnson, R. W.
Johnson, W. R.
Norton
Peterson, C. H.

Armstrong
Brady
Brandt
Cady
Carlson
Carsten
Frost
Gantz
Hall
Haycock
Howard
Knickrehm
McMahon
Miller
Murphy
Neubauer
Peterson, J. B.
Slepicka
Thomas
Tvrdik
Von Seggern

Voting in the negative, 10:

Carpenter
Dafoe
Nuernberger
Pizer
Regan
Reynolds
Schultz
Strong
Warner
Wells

Not voting, 4:

Ashmore
Brodecky
Comstock
Worthing

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 111.

A Bill for an Act to amend Section 16-202, Compiled Statutes of Nebraska, 1929, as amended by Section 7, Chapter 10, Session Laws of Nebraska, 1935, Special, relating to municipal corporations; to authorize conveyances of real estate owned by cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, by ordinance, after publication of notice of such sale and subject to the right of the electors therein to prevent such sale by filing remonstrance with the governing body thereof; and to repeal said original section as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Cady
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Reynolds
Slepicka
Thomas
Tvrdik
Von Seggern
Wells

Voting in the negative, 8:

Brady
Carpenter
Dafoe
Nuernberger
Pizer
Regan
Schultz
Strong

Not voting, 7:

Ashmore
Brodecky
Carlson
Comstock
Johnson, W. R.
Warner
Worthing

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 392.

A Bill for an Act to amend Section 72-707, Compiled Statutes of Nebraska, 1929, relating to the custody and permanent care of the state capitol, its grounds and the furniture and equipment therein; to designate the Governor as the custodian thereof from and after the first Thursday after the first Tuesday in January, 1939; to define his duties in connection therewith; to repeal said original section; and to repeal Section 72-706, Compiled Statutes of Nebraska, 1929.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 0.

Not voting, 3:

Adams, J., Jr.
Brodecky
Wells

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STATEMENT FOR JOURNAL

Mr. President: I wish to have the Journal show that had I been present I would have voted "Aye" on Legislative Bill No. 392.

JOHN ADAMS, Jr.

LEGISLATIVE BILL NO. 515. (With emergency clause)

A Bill for an Act to amend Section 16-713, C. S. Supp., 1933; to amend Section 2, Chapter 5, Session Laws of Nebraska, 1935, relating to deposits of public funds; to provide that the penal sum of depository bonds or the sum of the pledge of assets required of depositories of public funds of cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, school districts, municipal universities in cities of the metropolitan class and townships, may be reduced in the amount of said deposits insured by the Federal Deposit Insurance Corporation; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Adams, E. A.
Brodecky
Comstock
Regan
Slepicka

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 367.

(See Enrollment and Review amendments as found in this day's Legislative Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chariman.

The motion prevailed.

LEGISLATIVE BILL NO. 495.

(See Enrollment and Review amendments as found in the Legislative Journal for the Seventy-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

The following Enrollment and Review amendments were also adopted:

I. Strike all amendments to the printed and to the original bill.

II. Amend the printed bill, pages 1 and 2—the original bill, pages 1 and 2—by striking all of the body and text of said bill after the enacting clause and by inserting in lieu thereof the following:

"Section 1. That Section 77-2218, C. S. Supp., 1933, be amended to read as follows:

77-2218. **Until March 1, 1939, all inheritance tax money received or collected by each county shall be used and expended for the relief of worthy, incapacitated, indigent persons; and thereafter the** (A) THE county treasurer of each county shall keep all **such** money collected under the provisions of this article in a separate and special fund to be expended under the direction of the county board of each county, for the sole purpose of the improvement of the county roads; such roads shall not be built within the corporate limits of any city or village: Provided, such improvements may be made from the limit of any city of the metropolitan or first class and through a city of the second class or village, where the road so determined upon to be improved is a main road between the country and such city of the metropolitan or first class; all contracts for permanent improvements shall be let by the county board, by competitive bids after the plans and specifications therefor drawn by the county surveyor or engineer have been filed with the county clerk of each respective county. All bids for the construction of such road shall be deposited with the county judge of the respective counties and opened by him in the presence of the county board and county clerk, and then filed with the county clerk; all such permanent roadbeds shall not be less than sixteen feet in width and shall be constructed of the most durable and approved material, and the remaining part of such road shall be constructed at one side of the permanent part and be used as dirt road: Provided, it shall be lawful for the county board of any county having a population of not more than fifty thousand inhabitants to use such fund in the manner herein provided, for the improvement of any cut or fill and for the grading of any public highway. The county board in such counties, in making such improvement, shall have the option of letting the same by competitive bid as herein set forth or in any other manner as shall to them seem for the best interests of the county: Provided, all money heretofore paid by the various county treasurers to the state treasurer, under the provisions of this article shall be, upon proper vouchers signed by the county judge and county treasurer, paid back to the county from which the tax was received; and such money, when so refunded by the state treasurer, shall be placed in the special fund heretofore mentioned in each county and shall be expended in like manner and for like purposes as herein above specified.

Sec. 2. That said original Section 77-2218, C. S. Supp., 1933, is hereby repealed; and that Section 1, Chapter 137, Session Laws of Nebraska, 1935, is hereby repealed.

Sec. 3. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

III. Amend the printed bill, page 1, title, line 2—the original bill, page 1, title, line 2—by striking all of said title after the word "ACT" and by inserting in lieu thereof the following:

"to amend Section 77-2218, C. S. Supp., 1933, relating to revenue; to provide that inheritance tax money now in the hands of the county treasurer or hereafter collected by the county treasurer up to and including March 1, 1939, shall be credited and shall inure to the general fund of the county, and, during said period shall be expended solely for the relief of worthy, incapacitated, indigent persons; to repeal said original section; to repeal Section 1, Chapter 137, Session Laws of Nebraska, 1935; and to declare an emergency."

LEGISLATIVE BILL NO. 147.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-first Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 147.

L. C. NUERNBERGER.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move the adoption of the following specific amendments to L. B. No. 147:

A. Amend the Committee of the Whole amendments, mimeographed, Amendment XV, pages 5 to 7 by striking all of Sections 31 to 40 inclusive therein.

B. Amend the Committee of the Whole Amendments, mimeographed, Amendment VI, page 1, by striking all of subsection b therefrom, thereby restoring the stricken matter in Section 7, page 3 of the Standing Committee Amendments, mimeographed, to the bill.

C. Amend the Committee of the Whole Amendments, mimeographed, Amendment VII, page 2, line 6, by striking the word and punctuation "inspection,".

L. C. NUERNBERGER.

The motion prevailed with 19 ayes, 18 nays, 6 not voting.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 147.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move the adoption of the following specific amendments to L. B. No. 147.

A. Strike all specific amendments A, B and C.

B. Amend the Committee of the Whole Amendments:

a. Amendment XV, page 6, Section 37, line 2, strike "thirty" and insert "twenty-five"; and in line 3 of said section strike "twenty-five" and insert "twenty".

b. Section 39, page 7, line 4, strike "twice" and insert "once"; and in lines 5 and 6 of said section strike "once within the months of March, April and May and".

c. Section 9, page 2, line 6, insert "annual" before "inspection".

(Signed) ROBT. M. ARMSTRONG.

The motion prevailed.

LEGISLATIVE BILL NO. 502.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 312.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 232.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 319.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 319.

E. M. VON SEGGERN.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move the adoption of the following specific amendments to L. B. No. 319:

1. Amend the Standing Committee Amendments, mimeographed, to the printed bill, page 3, Amendment 5, Section 4, line 12 by inserting after the word "banks" therein the following:

": Provided, that no cooperative credit association shall be examined by the Department of Banking until such association has Ten Thousand Dollars ($10,000.00) of assets or more; and provided further, each cooperative credit association regardless of the amount of its assets, shall quarterly forward to the Department of Banking a duly verified statement and report of the assets and liabilities of said

association. If and when it appears to said Department of Banking that any cooperative credit association is being mismanaged and about to become insolvent, in that event, the Department of Banking shall examine into the affairs of such association in such manner as may to it seem necessary, any provision of this section to the contrary notwithstanding".

2. Amend the Standing Committee Amendments, mimeographed, page 1, Amendment 5, Section 2, line 26, by inserting after the word "dollar" and before the punctuation "." therein the following:

", excepting cooperative credit associations".

3. Amend the printed bill, page 2, Section 1, line 36 by inserting after the word "unit" therein the following:

": Provided, such per diem unit shall not exceed the sum of Fifteen Dollars ($15.00) in any case".

(Signed) E. M. VON SEGGERN.

The motion prevailed with 20 ayes, 7 nays.

LEGISLATIVE BILL NO. 562.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 352.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 306.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 144.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 506.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 383.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 244.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 302.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 565.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 263.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 450.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 461.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 405.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 367.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 495.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 147.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 569.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 502.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 312.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 232.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 319.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 562.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 352.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 306.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 144.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 506.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 383.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 244.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 302.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 565.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 263.	Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 450. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 461. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 405. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 571. Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Enter in Journal

Mr. President: I move that the following statements be read to the Legislature and entered in the Journal.

FRANK J. BRADY.

The motion prevailed.

Lincoln, Nebraska

April 20, 1937

Senator Frank J. Brady, Chairman,
Appropriations Committee,
Capitol,
Lincoln, Neb.

Dear Sir:

Pursuant to request made of the State Assistance Committee that the State Assistance Committee submit to the Appropriations Committee recommended percentages of distribution between the different categories of Public Assistance, this is to advise that the Committee recommends the following division:

Old Age Assistance	64.65%
Blind Assistance	2.17%
Aid to Dependent Children	32.17%
Child Welfare	.28%
Crippled Children	.73%
	100.00%

As you know, this does not include the funds collected under the Per Capita Tax for Old Age Assistance.

The State Assistance Committee feels that there should be a Free Fund amounting to 15% of the total amount appropriated for public assistance which might be allocated at the discretion of the Committee in accordance with demonstrated needs, including the cost of any service which might come up as a contingency such as distribution of Surplus Commodities.

Because of the possibility that there will be a need for State Funds to be used in the distribution of Surplus Commodities, it is recommended that the budget be increased in the sum of $300,000.00.

In view of the very small amounts which go to Child Welfare and Crippled Children the Committee recommends that a definite appropriation be made for these categories in line with separate recommendations which have been made to you by Mr. Becker, representing the Child Welfare Bureau.

It is likewise recommended that the law be changed to increase the amount which may be used for the counties for administration of the Act from 3 to at least 4%.

Yours very truly,

R. L. COCHRAN
Chairman, State Assistance Committee.

Lincoln, April 25th, 1937.

Honorable Frank J. Brady, Chairman
Appropriation Committee
State Legislature
State House.

Dear Senator Brady:

Supplementing my letter of April 20th with reference to appropriations and distributions of money for state assistance. I am now advised that in all probability the NERA which has been making certifications for WPA, NYA, Resettlement Administration and other activities will be withdrawn from the state about July 1st. This will mean that this activity will then become a responsibility of the state and counties.

I have handed you a letter written by Mrs. Scott of the WPA to Mr. D. F. Felton, Director, which I believe is self explanatory and which estimates the total cost of the certifications work to be approximately $300,000.00 per biennium. It is possible that this may be somewhat reduced. However, for safety, may I recommend an increase in the budget equal to $300,000.00 for this activity which together with the $300,000.00 increase recommended for the cost of distribution of surplus commodities will bring the total to $7,100,000.00 to be appropriated to the State Assistance Fund for the next biennium. In view, however, of the uncertainty as to the needs of these additional amounts, I recommend that the appropriation be so made that any amounts not needed for certification or for distribution of surplus commodities may be used for the other categories of state assistance, if needed.

I am requesting the introduction of the attached bill providing that the present per head tax law be amended so that this tax shall be credited to the state assistance fund.

Distribution of the $7,100,000.00 above referred to is recommended as follows:

Administration	2%
Free fund	18%
Child Welfare	$19,000.00
Crippled Children	$49,600.00

Balance to be apportioned:

Old age assistance	72%
Aid to dependent children	26%
Aid to the blind	2%

Respectfully submitted

(Signed) R. L. COCHRAN, Governor.

Assignment of Copyright to Volume XXII, Land Systems and Land Policies in Nebraska.

For considerations of goodwill and fellowship in patriotic service to the State of Nebrsaka, I hereby assign all my right, interest and title in the Copyright to Volume XXII, **publications** of the Nebraska State Historical Society, to said Nebraska State Historical Society.

The creation of this Volume has consumed a large part of all my spare and vacation time during a period of over thirty years. Together with other **publications** this work represents a part of my contributions to the welfare of the commonwealth which has been my home for sixty-eight years.

Signed this twenty-seventh day of April, 1937.

WITNESS:

Harry L. Weingart
F. J. Morrison

Addison E. Sheldon

It should be further stated that all the income from sales of the above book have gone directly into the Miscellaneous Cash Fund of the Nebraska State Historical Society and there has been no expectation of any change in this regard. The Copyright for this book was taken in the name of Addison E. Sheldon because he is the author and creator of the book, not the Nebraska State Historical Society nor any other person or group of persons.

MOTION—To Re-refer

Mr. President: I move that L. B. No. 567 be re-referred to the Committee on Claims and Deficiencies.

ROBT. M. ARMSTRONG.

The motion prevailed.

Former Representative, Dayton Sullenberger, from Chadron addressed the Legislature briefly.

MOTION—To Adjourn

At 12:55 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTY-FOURTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 29, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

Reverend W. L. Ruyle led the Legislature in prayer.

The roll was called and all members were present except Mr. Brodecky and Mr. Carsten who were excused.

The Journal for the Eighty-third Day was approved as corrected.

PETITIONS AND MEMORIALS

Mr. Schultz introduced petitions from his constituents requesting an amendment to L. B. No. 9, to provide for the designation and construction of a highway leading west from the City of Neligh past Goose Lake and intersecting highway No. 281 in Holt County.

MOTION—To Send Flowers

Mr. President: I move the Clerk be instructed to send flowers to Mr. Brodecky's son who is ill.

R. C. REGAN.

The motion prevailed.

STANDING COMMITTEE REPORTS

Claims and Deficiencies

LEGISLATIVE BILL NO. 567. Placed on General File with amendments.

Standing Committee amendments to L. B. No. 567:

1. Amend the printed bill, page 6, Section 1 by inserting immediately after line 168 thereon the following:

": Provided, the amounts allowed herein for reimbursement of excess truck license fees shall be paid from the gasoline tax fund as excess truck license fees, paid under reciprocal agreement with the state of Kansas; and provided further, that the state Treasurer be, and is hereby authorized to deduct from apportionments of gasoline tax collections due and payable to counties where said licenses were purchased, the pro rata share of said reimbursement from each of said counties respectively, the amount in each case being seventy per cent of the amount to be refunded."

2. Amend the printed bill, page 5, Section 1, line 132 by striking therefrom "Roads Irr." and by inserting in lieu thereof "Gasoline Tax".

3. Amend the printed bill, pages 6 and 7, Section 1, lines 184, 187 and 190 by striking the words "Gas Tax" wherever the same appear and by inserting in lieu thereof "General".

(Signed) R. M. HOWARD, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 367. Correctly engrossed.
LEGISLATIVE BILL NO. 178. Correctly enrolled.
LEGISLATIVE BILL NO. 314. Correctly enrolled.
LEGISLATIVE BILL NO. 111. Correctly enrolled.
LEGISLATIVE BILL NO. 392. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting buisness, the President signed

LEGISLATIVE BILL NO. 178.
LEGISLATIVE BILL NO. 314.

LEGISLATIVE BILL NO. 111.
LEGISLATIVE BILL NO. 392.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bills numbered 572, 573, 574, 575 and 576.

JOHN ADAMS, Jr.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 29 ayes, 4 nays, 10 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL NO. 572. By John Adams, Jr., Regan, Carl H. Peterson, McMahon, Ernest A. Adams, Knickrehm, Dunn, Tvrdik.

A Bill for an Act relating to housing; to declare the necessity of creating public bodies corporate and politic to be known as housing authorities to undertake slum clearance and projects to provide dwelling accommodations for persons of low income; to create such housing authorities in cities of the first class and in counties; to define the powers and duties of housing authorities and to provide for the exercise of such powers, including acquiring property, borrowing money, issuing bonds and other obligations, and giving security therefor; and to confer remedies on obligees of housing authorities; and to declare an emergency.

LEGISLATIVE BILL NO. 573. By John Adams, Jr., Tvrdik, McMahon, Knickrehm, Ernest A. Adams, Regan, Carl H. Peterson, Dunn.

A Bill for an Act relating to housing; to authorize cities, towns, villages, counties, and other public bodies to aid housing projects of housing authorities or of the United States of America by furnishing parks, playgrounds, streets, and other improvements and facilities, by exercising certain other powers and by making agreements relating to such aid; to authorize cities, towns, villages, counties and other political subdivisions to contract with respect to the sums to be paid them for improvements, services and facilities to be provided for the benefit of housing projects; to require certain cities of the metropolitan and first class to make an appropriation for the first year's administrative expenses of housing authorities; and to authorize certain cities, towns, villages and counties to pay moneys to housing authorities; and to declare an emergency.

LEGISLATIVE BILL NO. 574. By John Adams, Jr., Regan, Dunn, Carl H. Peterson, McMahon, Knickrehm, Ernest A. Adams, Tvrdik.

A Bill for an Act relating to housing; to legalize the creation and establishment of Housing Authorities, and declaring them bodies corporate and politic; and to declare an emergency.

LEGISLATIVE BILL NO. 575. By John Adams, Jr., Regan, Carl H. Peterson, McMahon, Knickrehm, Ernest A. Adams, Dunn, Tvrdik.

A Bill for an Act relating to housing; providing that the property and bonds of housing authorities shall be exempt from taxation and assessments and authorizing certain payments in lieu of such taxes and assessments; and to declare an emergency.

LEGISLATIVE BILL NO. 576. By John Adams, Jr., Regan, McMahon, Knickrehm, Ernest A. Adams, Dunn, Carl H. Peterson, Tvrdik.

A Bill for an Act relating to housing; to the creation of housing authorities for cities of the metropolitan class for the purpose of eliminating unsanitary and congested housing conditions and aiding in the housing of families of low incomes and further defining the powers and duties of such housing authorities; to amend Sections 6 and 12, Chapter 29, Session Laws of Nebraska, 1935; to declare bodies corporate and politic any housing authorities in cities of the metropolitan class created pursuant to Chapter 29, Session Laws of Nebraska, 1935; to provide a form of notice in eminent domain proceedings; to require keeping of accounts and the making of annual reports; to authorize the issuance of bonds and the incurring of indebtedness; to repeal said original Sections 6 and 12, Chapter 29, Session Laws of Nebraska, 1929; to repeal Section 9, Chapter 29, Session Laws of Nebraska, 1929; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bills numbered 572, 573, 574, 575 and 576 read the second time.

JOHN ADAMS, Jr.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 572. By John Adams, Jr. and others.
LEGISLATIVE BILL NO. 573. By John Adams, Jr. and others.
LEGISLATIVE BILL NO. 574. By John Adams, Jr. and others.
LEGISLATIVE BILL NO. 575. By John Adams, Jr. and others.
LEGISLATIVE BILL NO. 576. By John Adams, Jr. and others.

MOTION—To Place on General File

Mr. President: I move that all rules be suspended and that Legislative Bills numbered 572, 573, 574, 575 and 576 be placed on General File; but not to be printed unless favorable action be taken thereon by the Sifting Committee.

JOHN ADAMS, Jr.

The motion prevailed with 29 ayes, 4 nays, 10 not voting.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 140.

A Bill for an Act to amend Section 2, Chapter 33, Session Laws of Nebraska, 1935, relating to municipal corporations; to prescribe legal investments for surplus funds in amount up to $30,000.00, arising out of the operation of municipal utilities under the supervision of the Board of Public Works or by the City Council in cities of the second class; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having

elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Adams, E. A.
Adams, J., Jr.
Brandt
Carlson
Carpenter
Comstock
Dafoe
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 1:

Miller

Not voting, 9:

Armstrong
Ashmore
Brandt
Brodecky
Cady
Carsten
Diers
Slepicka
Thomas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 96. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 522.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-second Day.)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 394.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—To Recommit for Specific Amendment

Mr. President: I move to recommit L. B. No. 394 to General File for the following specific amendment:

Specific Amendment to L. B. No. 394:

1. Amend the printed bill, page 1, Section 1, line 6 by inserting after the word "writing" and before the word "personally" the following: "in which shall be set forth the purpose or purposes for which said Legislature is convened, said statement being".

II. Amend the printed bill, page 1, Section 1, line 16, page 2, Section 2, line 17, by striking the rest of said sections respectively after the word "upon" therein and by inserting in lieu thereof the following in each of said sections:

"no business except that for which they were called together.".

III. Amend the printed bill, page 2, Section 2, line 3 by inserting after the word and punctuation "respectively," and before the word "requesting" therein the following:

"setting forth the purpose or purposes for which said Legislature is convened, as required by Section 1 of this Act,".

IV. Amend the printed bill, page 2, Section 2, lines 8 and 14 by inserting after the word "him" in each of said lines respectively the following:

"and the object or objects of calling such session".

V. Amend the printed bill, page 2, Section 2, line 15 by inserting after the word "proclamation" and before the word "convene" the following:

", stating therein the purpose or purposes for which they are called,".

(Signed) CHARLES A. DAFOE
EDWIN SCHULTZ.

The motion prevailed with 28 ayes, 5 nays, 10 not voting.

LEGISLATIVE BILL NO. 564.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 522. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 564. Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Place at Head of General File

Mr. President: I move that L. B. No. 567 be placed at the head of General File.

R. M. HOWARD.

The motion prevailed unanimously.

COMMITTEE OF THE WHOLE

At 10:35 A. M. Mr. Worthing moved that the Legislature resolve itself in a Committee of the Whole to consider bills on General File.

The motion prevailed.

John Adams, Jr. in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 394. Referred to Committee on Enrollment and Review for engrossment, with amendment.

(See specific amendment as found in this day's Journal. This amendment was adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 567. Referred to Committee on Enrollment and Review for engrossment, with amendments.

(See Standing Committee amendments as found in this day's Journal. These amendments were adopted in Committee of the Whole.)

LEGISLATIVE BILL NO. 252.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 284.	Indefinitely postponed.
LEGISLATIVE BILL NO. 9.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Seventy-fourth Day. These amendments were adopted in Committee of the Whole.)

Committee of the Whole amendments to L. B. No. 9:

1. Amend the Standing Committee amendments, mimeographed, in Highway No. 316, line 1, by inserting after the word "point" and before the word "west", the following: "three miles".

2. Amend the printed bill, page 14, Section 1, line 453, by striking all description after Highway No. 195, and by inserting in lieu thereof the following: "Commencing at or near Maywood on Federal Highway, thence south and west to or near Hayes Center."

3. Amend the printed bill, line 189, by adding after the word "Broadwater", the following: "through or near Kelly to Northport on north side of the North Platte river".

4. Amend the Standing Committee amendments, mimeographed, by striking Highway No. 305.

5. Amend the Standing Committee amendments, mimeographed, in Highway No. 319, by striking lines 1, 2 and 3 of amendment and insert: "beginning at Highway No. 40 near Sumner and run south across Platte river, then west to a point due north of Bertrand and then south to Bertrand."

6. Amend the printed bill, line 97, by striking the words "near or".

(Signed) JOHN ADAMS, Jr., Chairman.

The report was adopted.

MOTION—To Refer

Mr. President: I move that we refer Legislative Bill No. 147 to Select File for the following specific amendment:

Amend the Committee of the Whole amendments, Sec. 39 as amended, by striking the words "September, October and November" and inserting in lieu thereof the words "March, April and May".

(Signed) ARMSTRONG.

The motion prevailed.

SELECT FILE

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendment to L. B. No. 147.

ROBERT M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the amendment be adopted.

ROBERT M. ARMSTRONG.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 147. Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Recess

At 12:25 P. M. on motion of Mr. Norton, the Legislature recessed until 2:00 P. M.

AFTER RECESS

The Legislature reconvened at 2:00 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Knickrehm and Mr. McMahon, and except Mr. Brodecky and Mr. Carsten who were excused.

COMMITTEE OF THE WHOLE

At 2:05 P. M. Mr. Tvrdik moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Miller in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 465. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 465:

1. Amend Section 1, printed bill, as follows: In line 5, strike the word "or" after the word "firm" and insert after the word "corporation" the following: ", association or any other organization".

2. In Section 5, strike all after the word "state" in line 8, all of lines 9 and 10 and the first two words in line 11 and insert the following: "from selling or delivering his crop or any part thereof in bulk or in containers, ungraded or unmarked, to a packer for grading, packing or storage within the state".

3. In Section 6, strike all of the sentence commencing with the word "A" in line 10 and ending with the word "lading' in line 12, and insert after the word "transferred" in line 17 the following:

"It shall be unlawful for any shipper, forwarding company, private, contract or common carrier, to ship, transport or accept for shipment any potatoes within the meaning of this Act, when notified by an inspector that such potatoes are found to be delivered for shipment in violation of any of the provisions of this Act".

4. Page 5, Section 9, strike that part of said section beginning with the word and punctuation "inspection." in line 11 and insert in lieu thereof the following:

"who shall grow or produce not more than three hundred bushels of potatoes in any one year, to transport and sell the same without inspection.".

5. In Section 9, strike the word "or" in line 2, and insert after the word "corporation" in said line the following:

"association or any organization".

In line 10 after the word "firm" strike out the word "or" and insert after the word "corporation" in line 10 the words "association or any organization".

6. In Section 10 strike the words "at shipping point" in line 1 of said section.

7. Amend Section 13 as follows: Insert after the word "used" in line 4 of said section the words **"without his permission,".**

8. Amend Section 14 as follows: Strike the words "To the general fund of the state" in line 22 and insert in lieu thereof the following:

"to the account of the Department of Pure Foods, Drugs and Oils".

9. Amend Section 19 as follows: Strike the words "a bill of sale" in line 1 of said section and insert in lieu thereof the words "an invoice".

Also in line 4 of said section strike the words "bill of sale" and insert in lieu thereof the word "invoice".

10. Amend Sec. 9, page 5, by striking the period after the word "inspection" and inserting the following: "and the purchaser of same shall be permitted to retail same without inspection".

LEGISLATIVE BILL NO. 292. Indefinitely postponed.

(Signed) A. L. MILLER, Chairman.

MOTION—To Adopt Report

Mr. President: I move the report be adopted.

A. L. MILLER.

SUBSTITUTE MOTION

Mr. President: I move the report be adopted with the exception of L. B. No. 292.

W. H. DIERS.

A call of the Legislature was ordered.

The call was raised.

The substitute motion was lost and the original motion prevailed.

MOTION—To Adjourn

At 4:25 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTY-FIFTH DAY

Legislative Chamber,

Lincoln, Nebraska, April 30, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Brodecky and Mr. Carsten who were excused.

The Journal for the Eighty-fourth Day was approved as corrected.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 225. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 225:

I. Engross each of said sections so that the same will constitute a single unit of subject matter.

II. Amend the printed bill, page 3, Section 2, line 50—the original bill, page 4, Section 2, line 55—by inserting the word "legal" after the article "a" and before the word "newspaper" therein; and in said line after the word "newspaper" and before the word "in" insert the word "published"; and after the word "in" in said line and before the word "general" insert the words "or of".

III. Amend the printed bill, page 4, Section 2, lines 61, 62 and 69—the original bill, page 5, Section 2, lines 68 and 76—by striking the words "Court House" and by inserting in lieu thereof the words "court house" wherever the same appear.

IV. Amend the printed bill, page 5, Section 2, line 116—the original bill, page 7, Section 2, line 129—by striking "; provided" and by inserting in lieu thereof ": Provided,".

V. Amend the printed bill, page 6, Section 3, line 11—the original bill, page 8, Section 3, line 13—by striking the first word "of" after the word "supervisor" therein and by inserting in lieu thereof the conjunction "or".

VI. Amend the printed bill, page 6, Section 4, line 6—the original bill, page 8, Section 4, line 7—by inserting the word "legal" after the article "a" and before the word "newspaper" therein; and in said line insert after the word "newspaper" the words "published in or".

VII. Amend the printed bill, page 11, Section 9, line 9—the original bill, page 12, Section 9, line 9—by striking therefrom the words "of the" and by inserting in lieu thereof ", Session".

VIII. Amend the printed bill, page 11, Section 9, lines 16 and 17—the original bill, page 13, Section 9, lines 17 and 18—by engrossing the words "second" and "third" in caps and lower case.

IX. Amend the printed bill, page 13, Section 12, lines 9 and 10—the original bill, page 15, Section 12, lines 10, 11 and 12—by engrossing the words "rights of way" as "rights-of-way".

X. Amend the Standing Committee Amendments, page 2, Amendment 13, line 8—the mimeographed amendments, page 3, Amendment 13, line 6—by inserting after the word "of" therein the article "the"; and on page 3, line 14 of said Standing Committee Amendment 13—page 3, line 12 of the mimeographed amendments—insert after the word "be" therein the following:

"deemed guilty of a misdemeanor, and,";

and after the word and punctuation "thereof" in said line insert "shall be".

XI. Amend the Committee of the Whole Amendments, page 1, Amendment 3, line 6 by inserting after the word "some" and before the word "newspaper" the word "legal"; and after the word "newspaper" and before the preposition "of" therein insert "published in or"; and amend the Committee of the Whole Amendments, Amendment 4, page 1, line 2, by striking the word "Section" therein and by inserting in lieu thereof the word "Amendment"; and in line 7 of said Committee of the Whole Amendments, Amendment 4, strike the figures "18" and insert in lieu thereof the figures "19".

XII. Amend the Standing Committee Amendments, page 3, Amendment 14, Section 15, line 12—the mimeographed amendments, page 3, Amendment 14, Section 15, line 11—by striking the word "travelling" and by inserting in lieu thereof the word "traveling"; and on page 4, Standing Committee Amendment, Amendment 14, Section 16, line 3—the mimeographed amendments, page 4, Section 16, line 3—strike "conrol fund" and insert in lieu thereof "Control Fund".

XIII. Amend the printed bill, page 15, Section 17, line 1—the original bill, page 17, Section 17, line 1—by engrossing the word "legislature" in caps and lower case.

XIV. Amend the printed bill, page 12, Section 10, line 31—the original bill page 14, Section 10, line 35—by striking the word and punctuation "act." and by inserting in lieu thereof the following:

"Act; and the county clerk shall place the same on the duplicate tax lists against the lands and lots so assessed, to be certified to the county treasurer as provided by law.".

XV. Amend the Standing Committee Amendments, page 2, Amendment 11, line 4—the mimeographed amendments, page 2, Amendment 11, line 4—by inserting after the word "used" and before the word "only" the following:

", not for agricultural purposes, but"; and in line 5 of said Amendment 11 insert after the word "ditches" therein the following:

"which would receive no benefits under this Act".

LEGISLATIVE BILL NO. 495. Correctly engrossed.
LEGISLATIVE BILL NO. 502. Correctly engrossed.
LEGISLATIVE BILL NO. 232. Correctly engrossed.
LEGISLATIVE BILL NO. 352. Correctly engrossed.

LEGISLATIVE BILL NO. 306. Correctly engrossed.
LEGISLATIVE BILL NO. 144. Correctly engrossed.
LEGISLATIVE BILL NO. 506. Correctly engrossed.
LEGISLATIVE BILL NO. 244. Correctly engrossed.
LEGISLATIVE BILL NO. 302. Correctly engrossed.
LEGISLATIVE BILL NO. 565. Correctly engrossed
LEGISLATIVE BILL NO. 263. Correctly engrossed,
LEGISLATIVE BILL NO. 450. Correctly engrossed.
LEGISLATIVE BILL NO. 461. Correctly engrossed.
LEGISLATIVE BILL NO. 571. Correctly engrossed.
LEGISLATIVE BILL NO. 140. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 140.

PRESENTED TO GOVERNOR

April 30, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 8:25 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 189.
LEGISLATIVE BILL NO. 201.
LEGISLATIVE BILL NO. 399.
LEGISLATIVE BILL NO. 245.
LEGISLATIVE BILL NO. 246.
LEGISLATIVE BILL NO. 551.
LEGISLATIVE BILL NO. 90.
LEGISLATIVE BILL NO. 183.
LEGISLATIVE BILL NO. 182.
LEGISLATIVE BILL NO. 286.
LEGISLATIVE BILL NO. 165.
LEGISLATIVE BILL NO. 561.
LEGISLATIVE BILL NO. 566.
LEGISLATIVE BILL NO. 364.

(Signed) ROBT. M. ARMSTRONG, Chairman.

SIFTING COMMITTEE

Mr. President: We, your Sifting Committee, recommend that the following bills be placed on general file:

LEGISLATIVE BILL NO. 413.
LEGISLATIVE BILL NO. 387.
LEGISLATIVE BILL NO. 553.
LEGISLATIVE BILL NO. 204.
LEGISLATIVE BILL NO. 559.
LEGISLATIVE BILL NO. 483.
LEGISLATIVE BILL NO. 262.
LEGISLATIVE BILL NO. 311.

(Signed) R. C. REGAN, Chairman.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 388.

A Bill for an Act relating to motor vehicles; requiring the licensing of motor vehicle dealers, used motor vehicle dealers and motor vehicle salesmen on and after January 1, 1938; designating the titular head of the Department of Roads and Irrigation as the Administrator of this Act; empowering the Governor and the Administrator to appoint an advisory board and to employ necessary help and assistance; establishing classes of licenses and fees therefor and providing for renewals of said licenses; providing for payment of maintenance, operation and enforcement of this Act from fees collected, if and when specifically appropriated by the Legislature for that purpose; directing the state Treasurer to maintain a separate fund of moneys collected as fees hereunder; empowering the Administrator to reject applications or to revoke licenses after hearing and for causes specified in the act, including unfair trade practices in motor vehicle industry; granting the Administrator power to subpoena witnesses and to order production of books and records; providing for manner of appeal from orders of the Administrator; authorizing Administrator to make price survey of used cars; to amend Section 60-319, C. S. Supp., 1933, as amended by Section 4, Chapter 131, Session Laws of Nebraska, 1935; to repeal said original section as amended; and to prescribe penalties for the violation thereof.

Whereupon the President stated: "This bill and all amendments

thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Carlson
Carpenter
Comstock
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Pizer
Regan
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 3:

Peterson, J. B.
Schultz
Warner

Not voting, 6:

Ashmore
Brodecky
Cady
Carsten
Dafoe
Nuernberger

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 391. Laid over.

LEGISLATIVE BILL NO. 3. (With emergency clause)

A Bill for an Act to amend Section 60-322, Compiled Statutes of Nebraska, 1929, relating to the registration and license of motor vehicles; to provide penalties for the violation thereof; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Adams, E. A.
Frost
Murphy
Schultz

Adams, J., Jr.
Armstrong
Brady
Brandt
Carlson
Carpenter
Comstock
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 6:

Ashmore
Brodecky
Cady
Carsten
Dafoe
Johnson, W. R.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 224. (With emergency clause)

A Bill for an Act relating to municipal corporations; to provide that cities of the first class having a population or more than five thousand and less than twenty-five thousand inhabitants, may construct, purchase or otherwise acquire a water works plant or a water system either within or without its corporate limits, and may pay for the cost of the same by the issuance and sale of revenue bonds or debentures; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 39:

Adams, E. A.
Armstrong
Brady
Brandt
Cady
Carlson
Carpenter
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner

Comstock
Dafoe
Diers
Johnson, W. R.
Knickrehm
McMahon
Pizer
Regan
Reynolds
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Adams, J., Jr.
Ashmore
Brodecky
Carsten

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Refer

Mr. President: I move that L. B. No. 319 be replaced on Select File for the following specific amendment:

Strike the three specific amendments adopted April 28, 1937, appearing on pages 1413 and 1414 of the Journal.

(Signed) W. H. DIERS.

The motion prevailed.

SELECT FILE

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 319.

W. H. DIERS.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the amendment be adopted.

W. H. DIERS.

The motion prevailed.

LEGISLATIVE BILL NO. 96. Laid over. Retains place on file.

Referred for Engrossment

LEGISLATIVE BILL NO. 319. Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 9:50 A. M. Mr. Gantz moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Thomas in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 252.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 258.	Referred to Committee on Enrollment and Review for review with amendment.

Committee of the Whole amendment to L. B. No. 258:

Amend the printed bill, line 12, Sec. 1 by striking the word "five" and inserting in lieu thereof the word "six".

LEGISLATIVE BILL NO. 308.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as reported in the Legislative Journal for the Sixty-fifth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 308:

1. Amend the Standing Committee Amendments, mimeographed, page 1, Amendment 1, Section 1, by striking commencing with the punctuation and word ", or" in line 12 down to and including the word "business" in line 14; and in line 36 of said Section 1 strike the punctuation "." after the word "investment" therein and insert in lieu thereof the following:

"; or bonds issued according to law for the purpose of financing the construction of buildings erected and used solely for dormitories and for boarding purposes at the University of Nebraska or at the State Normal Schools, state of Nebraska."

2. Amend the Standing Committee Amendments, mimeographed, page 2, Section 1, line 57 by striking commencing with the punctuation and word "**: Provided**" in line 57 down to and including the word "**States**" in line 69.

3. Amend the Standing Committee Amendments, mimeographed, page 2, Section 1, line 72 by striking therefrom **"worth, with improvements thereon,"** therein; and in line 74 insert after the word **"estate"** and before the preposition "at" the word **"and improvements"**.

4. Amend the mimeographed amendments, page 2, Section 1, line 77 by inserting after the word **"section"** and before the punctuation ";" therein the following:

", if guaranteed or insured in whole or in part by the United States government".

5. Amend the Standing Committee Amendments, mimeographed, page 2, Section 1, line 94 by striking therefrom "disturbed;" and by inserting in lieu thereof **"disturbed, so long as lessee is not in default".**

6. Amend the Standing Committee Amendments, mimeographed, page 3, Section 1, by striking commencing with the word **"notes"** in line 131 therein down to and including the word **"years"** in line 134 therein and by inserting in lieu thereof the following:

"certificates issued under the Philadelphia plan by a railroad".

7. Amend the Standing Committee Amendments, mimeographed, page 4, Section 1, line 161 by inserting after the word "Nebraska" the following:

"and not more than one adjoining state";

and in line 163 strike the first figure "2" therein, and insert in lieu thereof **"1".**

8. Amend the Standing Committee Amendments, mimeographed, page 4, Section 1, by striking commencing after "(d)" in line 179 down to an including the punctuation and figure "(2)" in line 185 therein and by inserting in lieu thereof the following:

"The net earnings for a period of five years next preceding the date of purchase shall have averaged and for the year next preceding the date of purchase shall have been not less than one and three-fourths times the interest requirement on the total funded debt outstanding at the time of purchase. (e)"

9. Amend the Standing Committee Amendments, mimeographed, page 4, Section 1, line 185 by inserting after the last word "all" therein the following: **"obligations bearing fixed"; and** in line 186 strike "bearing obligations".

10. Amend the Standing Committee Amendments, mimeographed, page 5, Section 1, by striking commencing with the words **"In bonds"**

in line 221 down to and including the word and punctuation "mature." in line 254 and by inserting in lieu thereof the following:

"In revenue bonds or debentures of waterworks plants, electric light plants, gas plants designed for heating and illumination, highway bridges or municipal or district sewage disposal plants, where the estimated earnings show a coverage equivalent to one and three-fourths times the fixed charges."

11. Amend the Standing Committee Amendments, mimeographed, page 6, Section 1, line 300 by striking the word **"one"** therein and by restoring the stricken word "five" in said line; and on page 7 of said mimeographed amendments, Section 1, strike commencing with the punctuation and word **"; and"** in line 316 down to and incluling the word **"capital"** in line 336.

12. Amend the Standing Committee amendments, as mimeographed, Sec. 1, subsection 7 (b) by striking therefrom beginning at line 157 after the figures "$1,000,000.00" all words and punctuation down to the word "except" in line 160.

13. Amend the Standing Committee amendments, Sec. 1, by striking subsection 11 and inserting in lieu thereof the following:

"11. In the preferred stocks of any company which has paid regular dividends of at least $500,000 **$350,000** or four (4%) per cent, whichever is the greater, each year upon SUCH **its preferred** STOCKS **and**/ or UPON ITS common stocks for not less than five years **next** preceding the purchase of such preferred stocks, or the stocks of any company which are guaranteed by a company which has paid regular dividends of not less than $500,000, or four (4%) per cent, whichever is the greater, per year, upon its preferred **and**/or common stocks for not less than five years **next** preceding the purchase of such guaranteed stocks: Provided, that the amount **of** stocks so guaranteed is not in excess of fifty per cent of the amount of the preferred or common stocks, as the case may be, of the guaranteeing company."

LEGISLATIVE BILL NO. 413. Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 387. Report progress.

(Signed) AMOS THOMAS, Chairman.

The report was adopted.

REPORT OF SPECIAL COMMISSION

To the President of the Nebraska Legislature:

We, your committee appointed for the purpose of considering the advisability for Nebraska to be an exhibitor at the New York and San Francisco World Fairs, 1939, beg leave to report:

That the Legislature empower the Governor to appoint a Commission composed of five members for the purpose of arranging and providing the exhibits at these expositions. That in addition, thereto, General John J. Pershing be made honorary chairman. That the Legislature appropriate $25,000 for this purpose leaving it to the Commission to use the money for the two fairs as in their discretion is advisable.

It is further recommended that this Commission be empowered first to ascertain whether sufficient funds from private sources can be raised for the purpose of proper exhibits before any negotiations are made with the fair associations.

Nebraska has so many outstanding things to exhibit at these fairs, which if properly handled, will be of inestimable value to the state from the viewpoint of advertising.

Nebraska should by all means have a replica there of its State Capitol. It should have set forth the financial conditions of the state in that it has no bonded indebtedness, no sales tax, no income tax, and at the same time one of the lowest property levies of any state of the Union. Nebraska should emphasize the water power development, rural electrification, river navigation and its agricultural resources in general, thereby showing the world the great possibilities that are open here for industries of various kinds.

Respectfully submitted,

E. M. VON SEGGERN, Chairman.
HARRY PIZER
A. L. MILLER.

MOTION

Mr. President: I move the matter be laid over until tomorrow.

CHARLES A. DAFOE.

The motion prevailed.

MOTION—To Re-refer

Mr. President: I move that L. B. No. 391 be re-referred to Committee on Enrollment and Review (Initial) for correlation.

ROBT. M. ARMSTRONG.

The motion prevailed.

MOTION—To Recess

At 12:00 M. on motion of Mr. Neubauer the Legislature recessed until 2:00 P. M.

AFTER RECESS

The Legislature reconvened at 2:00 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Knickrehm, and except Mr. Brodecky, Mr. Carsten and Mr. Haycock who were excused.

COMMITTEE OF THE WHOLE

At 2:05 P. M. Walter R. Johnson moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Carpenter in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 387. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as reported in the Legislative Journal for the Sixtieth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 553. Report progress.

(Signed) EARL W. CARPENTER, Chairman.

The report was adopted.

APPROVED BY THE GOVERNOR

April 30th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 189
Legislative Bill No. 286

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

MEMBERS EXCUSED

Mr. Hall, Mr. Knickrehm and Walter R. Johnson were excused for the session on Saturday.

MOTION—To Adjourn

At 4:05 P. M. on motion of Mr. Schultz, the Legislature adjourned until 9:00 A. M. tomorrow.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTY-SIXTH DAY

Legislative Chamber,

Lincoln, Nebraska, May 1, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Ernest A. Adams, John Adams, Jr., and except Mr. Brodecky, Mr. Carsten, Mr. Hall, Mr. Haycock, Walter R. Johnson, Mr. Knickrehm, Mr. McMahon and Carl H. Peterson who were excused.

The Journal for the Eighty-fifth Day was approved.

COMMUNICATIONS

A letter was read from C. F. Klinefelter of the Department of Interior and W. B. Bankhead, Speaker of the House of Representatives, acknowledging receipt of the resolution, memorializing Congress to enact a bill promoting public education, which was sent to the President.

A letter was read from E. W. Smith, Chairman of Citizens' Committee registering a protest against any change in the status of the Child Welfare Bureau unless such change would place it under a non-political board.

Also a letter from the Secretary of the Commonwealth of Virginia, enclosing a copy of an act to establish an unpaid commission on interstate cooperation and memorializing this state to enact a similar measure.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 499. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 499:

I. Amend the Standing Committee Amendments, page 8, Section 5, line 52 by inserting the word "**for**" after the word "**and**" and before the word "**each**"; and in line 54 of said section insert the word "**fee**" after the word "**license**" and before the word "**shall**"; and in line 55 of said section insert "**the fee for**" after the word "**and**" and before the word "**each**".

II. Amend the Standing Committee Amendments, page 10, Section 5, line 107 by inserting the article "**a**" before the word "**buying**" and insert after "**buying**" the word "**of**".

III. Amend the Standing Committee Amendments, page 13, Section 7, line 32, by inserting the punctuation "**,**" after the word "**thereof**" and before the word "**from**" therein; and in line 33 of said section strike the word "**In**" and insert in lieu thereof "**Before**", and in said line 33 strike the second conjunction "**and**" after the word "**reading**" and insert in lieu thereof the punctuation "**,**".

LEGISLATIVE BILL NO. 212. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 212:

I. Amend the printed bill, page 3, Section 3, line 5—the original bill, page 5, Section 3, line 6—by striking the word "powers" and by inserting in lieu thereof the word "power".

LEGISLATIVE BILL NO. 312. Correctly engrossed.
LEGISLATIVE BILL NO. 562. Correctly engrossed.
LEGISLATIVE BILL NO. 383. Correctly engrossed.
LEGISLATIVE BILL NO. 405. Correctly engrossed.
LEGISLATIVE BILL NO. 71. Correctly enrolled.
LEGISLATIVE BILL NO. 515. Correctly enrolled.
LEGISLATIVE BILL NO. 3. Correctly enrolled.
LEGISLATIVE BILL NO. 224. Correctly enrolled.

(Signed) W. H. DIERS, Acting Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed:

LEGISLATIVE BILL NO. 71.
LEGISLATIVE BILL NO. 515.
LEGISLATIVE BILL NO. 3.
LEGISLATIVE BILL NO. 224.

PRESENTED TO GOVERNOR

April 30, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 4:15 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 178.
LEGISLATIVE BILL NO. 314.
LEGISLATIVE BILL NO. 111.
LEGISLATIVE BILL NO. 392.

(Signed) ROBT. M. ARMSTRONG, Chairman.

REPORT OF SIFTING COMMITTEE

Mr. President: We, your Sifting Committee, recommend that the following bills be placed on General File:

LEGISLATIVE BILL NO. 279.
LEGISLATIVE BILL NO. 280.
LEGISLATIVE BILL NO. 281.
LEGISLATIVE BILL NO. 415.
LEGISLATIVE BILL NO. 425.
LEGISLATIVE BILL NO. 378.
LEGISLATIVE BILL NO. 442.
LEGISLATIVE BILL NO. 456.
LEGISLATIVE BILL NO. 498.
LEGISLATIVE BILL NO. 297.
LEGISLATIVE BILL NO. 298.
LEGISLATIVE BILL NO. 299.

(Signed) R. C. REGAN, Chairman.

BILLS ON THIRD READING

LEGISLATIVE BILL NO. 367. Laid over. Retains place on file.

SELECT FILE

LEGISLATIVE BILL NO. 96. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 225.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-fifth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

AMOS THOMAS.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 225.

L. C. NUERNBERGER.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the following specific amendment to L. B. No. 225 be adopted:

1. Amend the printed bill, page 15, by inserting a new section immediately after line 3, Section 17 thereon as follows:

"Section 18. Any district formed under the authority of this Act shall be deemed to expire by its own limitation twenty-five years from the date of the filing of the petition for its creation: Provided, the officers of said district may continue to act thereafter for the purpose of closing the district's business but for no other purpose. At any time after the formation of a district under the provisions of this Act, fifty-one per cent of all resident landowners within the boundaries of such district may file a petition with the county clerk of each county in which the lands included in said distrct are situated praying that the operations of the district be terminated and the existence of the district be discontinued. Upon the filing of said petition, the procedure to determine the question of dissolution with respect to notice and hearing shall be the same procedure as heretofore provided in this Act for the creation of said district.".

(Signed) L. C. NUERNBERGER.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 225.	Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 9:20 A. M. Mr. Nuernberger moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Pizer in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 252.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 553.	Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as reported in the Legislative Journal for the Sixty-seventh Day. These amendments were adopted in Committee of the Whole.)

Committee of the Whole amendments to L. B. No. 553:

Amend Sec. 2 of the Standing Committee Amendments to Legislative Bill No. 553 by striking all of said Sec. 2 and inserting in lieu thereof the following:

"Sec. 2. It is hereby declared, as a matter of legislative determination—(A) **The condition.**—That the farm and grazing lands of the state of Nebraska are among the basic assets of the state and that the preservation of these lands is necessary to protect and promote the health, safety and general welfare of its people; that improper land-use practices have caused and have contributed to, and are now causing and contributing to, a progressively more serious erosion of the farm and grazing lands of this state by wind and water; that the breaking of natural grass, plant and forest cover have interfered with the natural factors of soil stabilization, causing loosening of soil and exhaustion of humus and developing a soil condition that favors erosion; that the topsoil is being blown and washed out of fields and pastures; that there has been an accelerated washing of sloping fields; that these processes of erosion by wind and water speed up with removal of adsorptive topsoil, causing exposure of less adsorptive and less protective but more erosive subsoil; that failure by any land owner or occupier to conserve the soil and control erosion upon his lands causes a washing and blowing of soil and water from his land onto other lands and makes the conservation of soil and control of erosion on such other lands difficult or impossible. (B) **The consequences.**—That the consequences of such soil erosion in the form of soil-blowing and soil-washing are the silting and sedimentation of stream channels, reservoirs, dams, ditches, and harbors; the loss of fertile soil material in dust storms; the piling up of soil on lower slopes, and its deposit over alluvial plains; the reduction in productivity or outright ruin of rich bottom lands by overwash of poor subsoil material, sand, and gravel swept out of the hills; deterioration of soil and its fertility, deterioration of crops grown thereon, and declining acre yields despite development of scientific processes for increasing such yields; a diminishing of the underground water reserve, which causes water shortages, intensifies periods of drought, and causes crop failures; and increase in the speed and volume of rainfall run-off, causing severe and increasing floods, which bring suffering, disease, and death; impoverishment of families attempting to farm eroding and eroded lands; damage to roads, highways, railways, farm buildings, and other property from floods and from dust storms; and losses in navigation, hydro-electric power, municipal water supply, irrigation developments, farming and grazing. (C) **The appropriate corrective methods.**—That to conserve soil resources and control and prevent soil erosion, it is necessary that land-use practices contributing to soil wastage and soil erosion be discouraged and discontinued, and appropriate soil-conserving land-use practices be adopted and carried out; that among the procedures necessary for widespread adoption, are the carrying on of engineering operations such as the construction of terraces, terrace outlets, check-dams, dikes, ponds, ditches, and the like; the utilization of strip cropping, lister furrowing, contour cultivating and contour furrowing; land irrigation; seeding and planting of waste, sloping, abandoned, or eroded lands to water-conserving and erosion-preventing plants, trees, and grasses; forestation and reforestation; rotation of crops; soil stabilization with trees, grasses, legumes and other thickgrowing, soil-holding crops, retardation of run-off by increasing adsorption of rainfall; and retirement from cultivation of steep, highly erosive areas and areas now badly gullied or otherwise eroded. (D) **Declaration of policy.**—It is hereby declared to be the policy of the Legislature to provide for the conservation of the soil and soil resources, rainfall and soil moisture of this state, and for the control of soil erosion, and thereby to preserve natural resources, control floods, prevent impairment of dams and reservoirs, preserve wildlife, protect the tax base, and protect public lands and protect and promote the health, safety and general welfare of the people of this state."

Amend Section 3 of the Standing Committee Amendments to Legislative Bill No. 553 by striking from line 34 the word and punctuation "owner,".

Amend Section 4 of the Standing Committee Amendments to Legislative Bill No. 553 by inserting immediately prior to the words in line 12 of said section, to-wit: "shall keep such records," the following: "shall adopt a seal, which seal shall be judicially noticed, and".

Amend Section 4 of the Standing Committee Amendments to Legisaltive Bill No. 553 by inserting immediately following the words and punctuation "it may require." in line 17 the following: "It shall have authority to delegate to its chairman, to one or more of its members, to one or more agents or employees, such powers and duties as it may deem proper."

Amend Section 4 of the Standing Committee Amendments to Legislative Bill No. 553 by inserting in line 19 following the words and punctuation "supplies and equipment." the following: "Upon request of the committee, for the purpose of carrying out any of its functions, the supervising officer of any state agency, or of any state institution of learning shall, insofar as may be possible under available appropriations, and having due regard to the needs of the agency to which the request is directed, assign or detail to the committee members of the staff or personnel of such agency or institution of learning and shall make such special reports, surveys or studies as the committee may request."

Amend Section 5 of the Standing Committee Amendments to Legislative Bill No. 553 by inserting in line 18 following the words and punctuation "created." the following: "Where more than one petition is filed covering parts of the same territory, the state soil conservation committee may consolidate all or any such petitions."

Amend Section 5 of the Standing Committee Amendments to Legislative Bill No. 553 by inserting in line 21 following the words "the desirability" the following: "and necessity, in the interest of the public health, safety and welfare,".

Amend Section 5 of the Standing Committee Amendments to Legislative Bill No. 553 by inserting in line 39 immediately following the words "there is need" the following: "in the interest of the public health, safety and welfare,".

Amend Section 5 of the Standing Committee Amendments to Legislative Bill No. 553 by inserting in line 43 following the words "such district." the following: "In making such determination and in defining such boundaries, the committee shall give due weight and consideration to the topography of the area considered and of the state, the composition of soils therein, the distribution of erosion, the prevailing land-use practices, the desirability and necessity of including within the boundaries the particular lands under consideration and the benefits such lands may receive from being included within such boundaries, the relation of the proposed area to existing watersheds and agricultural regions, and to other soil conservation districts already organized or proposed for organization under the provisions of this Act, and such other physical, geographical and economic factors as are relevant, having due regard to the legislative determinations set forth in Section 2 of this Act. The territory to be included within such boundaries need not be contiguous."

Amend Section 5 of the Standing Committee Amendments to Legislative Bill No. 553 by striking that part of line 52 reading "it shall cause due" and all of lines 53 and 54 and the words and punctuation "the district." in line 55, and insert in lieu thereof the following: "in the interest of the public health, safety and welfare, for the organization of a district in a particular territory and has defined the boundaries thereof, it shall consider the question whether the operation of a district within such boundaries with the powers conferred upon soil conservation district in this Act is administratively practicable and feasible. To assist the committee in the determination of such administrative practicability and feasibility, it shall be the duty of the committee, within a reasonable time after entry of the finding that there is need for the organization of the proposed district and the determination of the boundaries thereof, to hold a referendum within the proposed district upon the proposition of the creation of the district, and to cause due notice of such referendum to be given."

Amend Section 5 of the Standing Committee Amendments to Legislative Bill No. 553 by striking from line 70 the words "The com-" and all of lines 71, 72, 73, 74, 75, 76 and that part of line 77 reading "of hearings and referenda." and insert in lieu thereof the following: (D) The committee shall pay all expenses for the issuance of such notices and the conduct of such hearings and referenda, and shall supervise the conduct of such hearings and referenda. It shall issue appropriate regulations governing the conduct of such hearings and referenda, and providing for the registration prior to the date of the referendum of all eligible voters, or prescribing some other appropriate procedure for the determination of those eligible as voters in such referendum. No informalities in the conduct of such referendum or in any matters relating thereto shall invalidate said referendum or the result thereof if notice thereof shall have been given substantially as herein provided and said referendum shall have been fairly conducted. (E) The committee shall publish the result of such referendum and shall thereafter consider and determine whether the operation of the district within the defined boundaries is administratively practicable and feasible. If the committee shall determine that the operation of such district is not administratively practicable and feasible, it shall record such determination and deny the petition. If the committee shall determine that the operation of such district is administratively practicable and feasible, it shall record such determination and shall proceed with the organization of the district in the manner hereinafter provided. In making such determination the committee shall give due regard and weight to the attitudes of the owners of lands lying within the defined boundaries the number of land owners eligible to vote in such referendum who shall have voted, the proportion of the votes cast in such referendum in favor of the creation of the district to the total number of votes cast, the approximate wealth and income of the land occupiers of the proposed district, the probable expense of carrying on erosion—control operations within such district, and such other economic and social factors as may be relevant to such determination, having due regard to the legislative determinations set forth in Section 2 of this Act: Provided, however, that the committee shall not have authority to determine that the operation of the proposed district within the defined boundaries is administratively practicable and feasible unless at least seventy-five per centum of the votes cast in the referendum upon the proposition of creation of the district shall have been cast in favor of the creation of such district."

Amend Section 5 of the Standing Committee Amendments to Legislative Bill No. 553 by striking from line 77 the letter "(E)" and inserting in lieu thereof the following: "(F)".

Amend Section 5 of the standing committee amendments to Legislative Bill No. 553 by inserting following the words and punctuation "and statement." in line 106 the following: "(G) After six months shall have expired from the date of entry of a determination by the state soil conservation committee that operation of a proposed district is not administratively practicable and feasible, and denial of a petition pursuant to such determination, subsequent petitions may be filed as aforesaid, and action taken thereon in accordance with the provisions of this Act."

Amend Section 5 of the Standing Committee Amendments to Legislative Bill No. 553 by striking "(F)" in line 107 and inserting in lieu thereof "(H)".

Amend Section 9 of the Standing Committee Amendments to Legislative Bill No. 553 by inserting in line 30 following the words and punctuation "such proposed ordinance." the following: "The approval of the proposed ordinance by seventy-five per centum of the votes cast in such referendum shall not be deemed to require the supervisors to enact such proposed ordinance into law."

Amend Section 9 of the Standing Committee Amendments to Legislative Bill No. 553 by striking from lines 8 and 41 the words "into law".

Amend Section 9 of the Standing Committee Amendments to Legislative Bill No. 553 by striking from line 43 the letters "Land-" and all of lines 44, 45, 46 and 47 and the words "of lands within such district." in line 48.

Amend Section 9 of the Standing Committee Amendments to Legislative Bill No. 553 by inserting following the words and punctuation "in six months." the following: "The regulations to be adopted by the supervisors under the provisions of this section may include: 1. Provisions requiring the carrying out of necessary engineering operations, including the construction of terraces, terrace outlets, check dams, dikes, ponds, ditches and other necessary structures; 2. Provisions requiring observance of particular methods of cultivation including contour cultivating, contour furrowing, lister furrowing, sowing, planting, strip cropping, seeding and planting of lands to water-conserving and erosion-preventing plants, trees and grasses, forestation and reforestation; 3. Specifications of cropping programs and tillage practices to be observed; 4. Provisions requiring the retirement from cultivation of highly erosive areas or of areas on which erosion may not be adequately controlled if cultivation is carried on; 5. Provisions for such other means, measures, operations, and programs as may assist conservation of soil resources and prevent or control soil erosion in the district, having due regard to the legislative findings set forth in Section 2 of this Act. The regulations shall be uniform throughout the territory comprised within the district except that the supervisors may classify the lands within the district with reference to such factors as soil type, degree of slope, degree of erosion threatened or existing, cropping and tillage practices in use, and other relevant factors, and may provide regulations varying with the type or class of land affected, but uniform as to all lands within each class or type."

Amend Section 9 of the Standing Committee Amendments to Legislative Bill No. 553 by inserting in line 61 after the words "to all" the words "owners and".

Amend Section 13 of the Standing Committee Amendments to Legislative Bill No. 553 by striking from lines 10 and 11 the following: "soil conservation districts organized under" and inserting in lieu thereof the following: "state soil conservation committee established by".

1. Amend the Standing Committee Amendments, mimeographed, page 3, Section 5, line 25, by inserting after the word "inquiries" therein the following:

": Provided, notice of said hearing shall be published prior thereto once each week for three consecutive weeks in a legal newspaper published in or of general circulation in said district".

2. Amend the Standing Committee Amendments, mimeographed, page 11, Section 12, line 20 by inserting after the word "district" therein the following:

": Provided, notice of holding said referendum shall be published prior thereto once each week for three successive weeks in a legal newspaper published in or of general circulation in said district".

LEGISLATIVE BILL NO. 204. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixty-first Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 204:

Add the following after Sec. 2:

"Sec. 3. Before any owner or operator of any motor vehicle carrying any live stock or any portions thereof shall cross the state line into any other state, the quadruplicate bill of lading as described in 60-701 shall be approved in writing by the Sheriff or Deputy Sheriff of the county in which such shipment originates, or by a brand inspector of the Nebraska Stock Growers Association. Any owner or operator of any motor vehicle carrying any live stock or portion thereof who violates this section shall, upon conviction thereof, be fined not less than $100.00 nor more than $500.00, or be imprisoned in the County Jail not less than sixty days nor more than six months, or both."

Renumber the sections of the bill to correspond and correct the title to conform therewith.

Add the name of Harry L. Pizer as a co-introducer.

LEGISLATIVE BILL NO. 559. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 559:

1. Amend the printed bill, page 3 by inserting immediately after Section 1, line 61, a new section as follows:

"Sec. 2. That Section 81-410, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

81-410. It shall be the duty of the secretary of state to classify and ARRANGE FOR PUBLICATION **file as permanent records in his office**, the laws, joint resolutions, and memorials passed at each session of the legislature: **Provided, the state librarian shall compile, index, classify, arrange for publication and print, or cause the same to be done, the laws, joint resolutions and memorials passed at each session of the legislature, as provided in Section 49-501, Compiled Statutes of Nebraska, 1929, as amended by Section 4, Legislative Bill No. 559, Fifty-second Session, Nebraska State Legislature, 1937.**

2. Amend the printed bill, page 8, Section 10, line 1 by inserting after the figures, symbol and punctuation "84-502," therein the following: "81-410,".

3. Amend the printed bill, page 1, title, line 2 by inserting after the figures, symbol and punctuation "84-502," therein the following: "81-410,".

4. Renumber said sections, commencing with Section 2, to comply with Amendment 1 above.

5. Insert in Sec. 1, page 1, line 15 after the word "furniture" the following: "of the legislature", and strike the word "thereof".

LEGISLATIVE BILL NO. 483. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Seventy-eighth Day. Amendments numbered 1 and 2 thereof were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 483:

Amend the printed bill, pages 2 to 8, by striking Sections 2 to 6 inclusive and insert in lieu thereof the following:

"Sec. 2. That said original Section 72-201, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 163, Session Laws of Nebraska, 1935, is hereby repealed."

2. Amend the printed bill, title, page 1, by striking all of said title after the word "amended" in line 2 and insert in lieu thereof the following:

"by Section 1, Chapter 163, Session Laws of Nebarska, 1935, relating to educational lands and funds; to provide for the appointment and salary of a secretary for the Board of Educational Lands and Funds; and to repeal said original section as amended."

LEGISLATIVE BILL NO. 262. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 311. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Sixty-third Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 311:

Amend Section 1 by striking "five" in line 39 and inserting in lieu thereof the word "two" and striking all new matter in lines 37 and 38 and all new matter in line 39 commencing with the word "wherein" and all of the new matter in lines 40 and 41, and also amend the Standing Committee Amendments to L. B. 311 by striking the word "may" in line 2 thereof and insert in lieu thereof the word "must".

LEGISLATIVE BILL NO. 279. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as reported in the Legislative Journal for the Seventy-fifth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 280. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 281. Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 281:

In Sec. 2, subsection (f) page 2, line 17, after the word "by" strike the words, "the State" and in line 18, strike the words "Commission for the Blind or" and in Sec. 2, page 2, line 8 after the word "by", strike the words "the State Commission for the Blind or".

LEGISLATIVE BILL NO. 415. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as reported in the Legislative Journal for the Seventy-fifth Day. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL NO. 442. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 297. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 298. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 299. Referred to Committee on Enrollment and Review for review.

LEGISLATIVE BILL NO. 456. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 498. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Fifty-sixth Day. These amendments were adopted in Committee of the Whole)

(Signed) HARRY L. PIZER, Chairman.

The report was adopted.

MOTION—To Re-refer

Mr. President: I move that L. B. No. 567 as amended by the Standing Committee be re-referred to the Committee on Enrollment and Review for review.

(Signed) ROBT. M. ARMSTRONG.

The motion prevailed.

MOTION—To Adjourn

At 11:55 A. M. on motion of Mr. Pizer the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTY-SEVENTH DAY

Legislative Chamber,

Lincoln, Nebraska, May 3, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

Reverend John J. Krajicek led the Legislature in prayer.

The roll was called and all members were present except John Adams, Jr., and except Mr. Brodecky who was excused.

The Journal for the Eighty-sixth Day was approved as corrected.

PETITIONS AND MEMORIALS

Mr. Pizer introduced a petition from his constituents favoring H. R. 4199 in Congress.

COMMUNICATIONS

A letter was read from Wanda Jeanne Watts, in behalf of the student group of District 16 at Beaver Crossing, thanking Mr. Lundy for the courtesies extended to them during a recent tour through the capitol.

A communication was also read from Mr. Carsten thanking the members of the Legislature for the flowers sent to him during his recent illness.

STANDING COMMITTEE REPORTS

Sifting Committee

Mr. President: We, your Sifting Committee, recommend that the following bills be placed on General File.

LEGISLATIVE BILL NO. 267.
LEGISLATIVE BILL NO. 268.
LEGISLATIVE BILL NO. 269.
LEGISLATIVE BILL NO. 555.
LEGISLATIVE BILL NO. 431.

(Signed) R. C. REGAN, Chairman.

Appropriations

LEGISLATIVE BILL NO. 69. Placed on General File with amendments.

(Standing Committee amendments mimeographed in lieu of printing in Journal)

LEGISLATIVE BILL NO. 70. Placed on General File with amendments.

(Standing Committee amendments mimeographed in lieu of printing in Journal)

MOTION—To Suspend Rules

Mr. President: I move that all rules be suspended in order to consider L. B. No. 69 and L. B. No. 70 at this time.

FRANK J. BRADY.

The motion prevailed unanimously.

COMMITTEE OF THE WHOLE

At 9:10 A. M. Mr. Brady moved that the Legislature resolve itself into Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Gantz in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 69. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as reported in this day's Legislative Journal. These amendments were adopted in Committee of the Whole)

LEGISLATIVE BILL. NO. 70. Report progress.

(Signed) HARRY E. GANTZ, Chairman.

The report was adopted.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 60. Placed on Select File with amendments.

(Enrollment and Review amendments mimeographed in lieu of printing in Journal)

LEGISLATIVE BILL NO. 445. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 445:

I. Amend the printed bill, page 2, Section 1, line 13—the original bill, page 2, Section 1, line 16—by inserting after the figures and punctuation "**1929,**" the words and punctuation "**as amended,**".

II. Amend the printed bill, page 14, Section 5, line 11—the original bill, page 18, Section 5, line 13—by striking the word "such" and by inserting in lieu thereof the word "each".

III. Amend the printed bill, page 21, Section 21, line 7—the original bill, page 30, Section 21, line 12—by inserting after the figures "1929" therein the following:

", as amended".

IV. Amend the printed bill, page 4, Section 3, lines 22 and 23—the original bill, page 6, Section 3, lines 24, 25 and 26—by striking the remainder of said sentence after the word "under" in line 22 of the printed bill—line 24 of the original bill—and by inserting in lieu thereof the following:

"Sections 79-301 to 79-311 inclusive, Compiled Statutes of Nebraska, 1929.".

V. Amend Standing Committee Amendments, page 1, Amendment 3, line 3 by inserting **"he is"** after the word **"which"** and before the word **"recommended".**

VI. Amend the Standing Committee Amendments, page 1, Amendment 5, line 4, by inserting the words **"he is"** after the word **"which"** and before the word **"recommended".**

LEGISLATIVE BILL NO. 277. Placed on Select File.
LEGISLATIVE BILL NO. 567. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 567:

I. Engross the four Committee of the Whole amendments after page 7, Section 1, line 224 of the printed bill—at the end of page 6 of the original bill, following the tabulation form set up in the original bill.

II. Amend the Committee of the Whole Amendments, paragraph 3, line 2, by inserting after the word "Hookstra" the following:

"Atkinson, Nebraska";

and in paragraph 4 of said Committee of the Whole Amendments, line 2 strike the preposition "of" before the word "Sargent" and insert in lieu thereof the punctuation ","; and in line 3 of paragraph 4 of said Committee of the Whole Amendments insert the word "Tax" after the word "Gasoline" and before the word "Fund".

LEGISLATIVE BILL NO. 147. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 147:

a. Amend the Committee of the Whole Amendments, page 1, Amendment VI, line 1—the mimeographed amendments, page 1, Amendment VI, line 11 by striking the word "for" after the word "Nebraska" and before the article "the" and by inserting in lieu thereof the word "or".

LEGISLATIVE BILL NO. 319. Correctly engrossed.
LEGISLATIVE BILL NO. 394. Correctly engrossed.
LEGISLATIVE BILL NO. 564. Correctly engrossed.

LEGISLATIVE BILL NO. 388. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 388.

APPROVED BY GOVERNOR

May 3rd, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I am directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 314
Legislative Bill No. 551
Legislative Bill No. 399

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

MESSAGE FROM GOVERNOR

May 3rd, 1937.

To the President and Members of the Legislature
Gentlemen:

I am returning herewith legislative bill 364 without my approval.

I am in sympathy with the idea of providing education in the trades. However, I believe that this education should be provided under our present educational facilities without establishing a new state institution which, once established, will be a fixed charge against the taxpayers in increased amounts for all time to come.

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

MOTION—To Recess

At 12:10 P. M. on motion of Mr. Regan the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Brodecky who was excused.

COMMITTEE OF THE WHOLE

At 1:35 P. M. Mr. Schultz moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Gantz in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 70. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as reported in this day's Legislative Journal. These amendments were adopted in Committee of the Whole.)

Committee of the Whole amendments to L. B. No. 70:

1. Amend the printed bill, page 3, Section 9, line 9, by restoring said line 9 of the printed bill to the bill as follows:

"Adult immigration education ....$3,000.00".

2. In Standing Committee Amendments, Sec. 18, under title "Military", strike the figures "$154,000.00" and insert in lieu thereof the figures "$150,000.00".

3. Amend the Standing Committee amendments, Sec. 29, under heading "Legislative Reference Bureau", by striking "$10,000.00" and inserting in lieu thereof, "$12,500.00".

4. Amend the Standing Committee amendments, page 14, Sec. 37, under title "Bureau of Foods, Drugs, and Oil", strike "$400,000.00" and insert, "Not to exceed $290,000.00", and insert period after the word "estimate".

5. Amend the Standing Committee amendments as follows: In Sec. 29, strike out "including division of conservation and survey,........ $2,897,440.00" and insert, "$2,837,440.00"

Insert below "Conservation and Soil Survey, to be expended according to law, ...$60,000.00"

6. Amend the Standing Committee amendments, Sec. 2, by appropriating the sum of $15,000.00 for the use of the Legislative Council under the provisions of Legislative Bill No. 395, 52nd Legislative Session.

7. Amend the Standing Committee amendments, Sec. 10, by inserting as line 4 the following: "Fixed charges, aid to Mallery Act schools under Sec. 79-810 and 79-2409, Compiled Statutes of Nebraska, 1929, $30,000".

8. Amend the Standing Committee amendments, page 3, Sec. 9, so that the sum allowed the Attorney General under "Protection of Irrigation Rights", be increased from $35,000.00 and unexpended balance 6-30-37, to $45,000.00 and unexpended balance 6-30-37.

9. Amend the printed bill, page 11, Sec. 45, lines 5 and 6—the Standing Committee Amendments, Sec. 45—by striking the words "not to exceed" and by inserting in lieu thereof "estimated,".

(Signed) HARRY E. GANTZ, Chairman.

The report was adopted.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 267 be placed at the head of General File and that L. B. No. 268 and L. B. No. 269 follow immediately thereafter.

R. C. REGAN.

The motion prevailed.

COMMITTEE OF THE WHOLE

At 4:15 P. M. Mr. Schultz moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Gantz in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 267.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 268.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 269.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 555.	Referred to Committee on Enrollment and Review for review.
LEGISLATIVE BILL NO. 431.	Report progress.
LEGISLATIVE BILL NO. 456.	Referred to Committee on Enrollment and Review for review.

(Signed) HARRY E. GANTZ, Chairman.

The report was adopted.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 577 and Legislative Resolution No. 6.

FRANK J. BRADY.

The motion prevailed with 29 ayes, no nays, 14 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title.

LEGISLATIVE BILL NO. 577. By Committee on Appropriations by special order of the Legislature.

A Bill for an Act to amend Section 1, Legislative Bill No. 10, as amended by Section 1, Legislative Bill No. 191, as amended by Section 1, Legislative Bill No. 552, Fifty-second Session, Nebraska State

Legislature, 1937, relating to the compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies and other incidental expenses incurred during said Fifty-second Sesison, Nebraska State Legislature, during the biennium ending June 30, 1937 and for the ad interim activities of the said Legislature during the biennium ending June 30, 1939; to repeal said original section as amended; and to declare an emergency.

LEGISLATIVE RESOLUTION NO. 6. By Committee on Appropriations.

Resolution Nebraska Legislative Reference Bureau authorizing Committee on Appropriations acting in conjunction with Committee on Legislative Administration to reimburse the Nebraska Legislative Reference Bureau for services to be rendered this Legislature during the remainder of the 1937 session.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 577 and Legislative Resolution No. 6 read the second time.

FRANK J. BRADY.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bills were read the second time by title:

(For titles see Bills on First Reading)

LEGISLATIVE BILL NO. 577. By Committee on Appropriations.

LEGISLATIVE RESOLUTION NO. 6. By Committee on Appropriations.

MOTION—To Suspend All Rules and Place on Select File

Mr. President: I move that all rules be suspended and that L. B. No. 577 and L. R. No. 6 be placed on Select File.

FRANK J. BRADY.

The motion prevailed with 32 ayes, no nays, 11 not voting.

MOTION—To Recess

Mr. President: I move that we recess until 7:30 P. M.

ERNEST A. ADAMS.

SUBSTITUTE MOTION

Mr. President: As a substitute motion I move we adjourn.

DIERS.

The substitute motion prevailed.

The Legislature adjourned at 5:15 P. M.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTY-EIGHTH DAY

Legislative Chamber,

Lincoln, Nebraska, May 4, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Brodecky who was excused.

The Journal for the Eighty-seventh Day was approved as corrected.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Frost, favoring H. R. 4199 in Congress; Mr. Carsten, opposing S. 1270 and H. R. 3291 in Congress; Mr. Hall, favoring L. B. No. 127; Mr. Strong, favoring L. B. No. 271; Mr. Worthing, favoring L. B. No. 344; Mr. Slepicka, opposing any change in the status of the Child Welfare Bureau unless such change would place it under a non-political board.

COMMUNICATIONS

A letter was read from Amos Thomas expressing the appreciation of his family and himself to the members of the Legislature for the sympathy and courtesies extended during their recent bereavement.

A resolution was also read from the Nebraska Home Owners Association and The Womens Unemployed Council urging the Legislature to appropriate money for relief purposes in Douglas County.

STANDING COMMITTEE REPORTS

Labor and Public Welfare

LEGISLATIVE BILL NO. 425. Placed on General File with amendments.

(Standing Committee amendments mimeographed in lieu of printing in Journal)

(Signed) LESTER L. DUNN, Chairman.

Enrollment and Review

LEGISLATIVE BILL NO. 483. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 483:

I. Amend the printed bill, page 1, title, line 2—the original bill, page 1, title, line 2—by striking therefrom "sections 72-201, C. S. 1929," and by inserting in lieu thereof the following:

"Section 72-201, Compiled Statutes of Nebraska, 1929,".

LEGISLATIVE BILL NO. 311. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 311:

I. Amend the printed bill, page 1, title, line 5—the original bill, page 1, title, line 7—by inserting after the word and punctuation "treasurer;" therein the following:

> "to require that said treasurer must deliver securities invested in by him as legal investments for funds in his hands to his successors who must receive and accept the same as funds of said office;";

and in said line 5 of said title in the printed bill—line 8 of said title of the original bill, strike the punctuation "," after the word "section".

LEGISLATIVE BILL NO. 279. Placed on Select File.

LEGISLATIVE BILL NO. 280. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 280:

I. Amend the printed bill, page 1, title—the original bill, page 1, title—by striking all of said title after the first preposition "to" in line 3 therein and by inserting in lieu thereof the following:

"state institutions; to provide that schools for the deaf and blind shall each offer cultural and vocational training to their pupils; and to repeal said original section.".

LEGISLATIVE BILL NO. 281. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 281:

I. Amend the printed bill, page 1, Section 1, lines 1 to 3 inclusive—the original bill, page 1, Section 1, lines 1 to 3 inclusive—by striking that part of said section commencing with the preposition "of" in line 1 down to and including the word and punctuation "follows:" in line 3 and by inserting in lieu thereof the following:

", Chapter 21, Session Laws of Nebraska, 1935, Special, be amended to read as follows:".

II. Amend the printed bill, page 2, Section 2, lines 1 to 3 inclusive—the original bill, page 2, Section 2, lines 1 to 3 inclusive—by striking that part of said section commencing with the preposition "of" in line 1 down to and including the word and punctuation "follows:" in line 3 and by inserting in lieu thereof the following:

", Chapter 21, Session Laws of Nebraska, 1935, Special, be amended to read as follows:".

III. Amend the printed bill, page 2, Section 3—the original bill, page 2, Section 3—by striking all of said section after the figures "20" in line 1 therein and by inserting in lieu thereof the following:

", Chapter 21, Session Laws of Nebraska, 1935, Special, are hereby repealed.".

IV. Amend the printed bill, page 1, title—the original bill, page 1, title—by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

"to amend Sections 2 and 20, Chapter 21, Session Laws of Nebraska, 1935, Special, relating to public assistance for needy blind persons; to provide that temporary service received by blind persons from the Rehabilitation Division of the Department of Vocational Education shall not render said blind persons ineligible to receive blind assistance; and to repeal said original sections.".

LEGISLATIVE BILL NO. 442. Placed on Select File.

LEGISLATIVE BILL NO. 297. Placed on Select File.

LEGISLATIVE BILL NO. 298. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 298:

I. Amend the printed bill, page 1, Section 1, line 9—the original bill, page 2, Section 1, line 13—by engrossing the punctuation "." after the last quotation marks thereon.

II. Amend the original bill, page 3, Section 1, line 50 by engrossing the punctuation "," after the last quotation marks therein.

LEGISLATIVE BILL NO. 299. Placed on Select File.

LEGISLATIVE BILL NO. 225. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 225:

a. Amend the printed bill, page 2, Section 1, line 9—the original bill, page 1, Section 1, line 10—by striking therefrom "; and to" and by inserting in lieu thereof the word "or".

b. Amend the Standing Committee Amendments, page 3, Amendment No. 13, line 15 by striking the figures "20" therein and by inserting in lieu thereof the figures "21".

LEGISLATIVE BILL NO. 522. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

May 4, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 10:30 A. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 515
LEGISLATIVE BILL NO. 140
LEGISLATIVE BILL NO. 388
LEGISLATIVE BILL NO. 3
LEGISLATIVE BILL NO. 224

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

May 3rd, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 245
Legislative Bill No. 182
Legislative Bill No. 71
Legislative Bill No. 246
Legislative Bill No. 183
Legislative Bill No. 90
Legislative Bill No. 566

Respectfully,

(Signed) THEO. M. OSTERMAN

Secretary to the Governor

May 4th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 165
Legislative Bill No. 178
Legislative Bill No. 561

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 578.

R. M. HOWARD.

The motion prevailed with 33 ayes, no nays, 10 not voting.

BILLS ON FIRST READING

The following Bill was read the first time by title:

LEGISLATIVE BILL NO. 578. By Howard, Murphy, Strong, Haycock, Ashmore, Pizer, Cady, Gantz, Miller.

A Bill for an Act to amend Section 2, Legislative Bill No. 55, Fifty-second Session, Nebraska State Legislature, 1937, relating to live stock sales rings; to repeal said original section; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 578 read the second time.

R. M. HOWARD.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 578. By Howard and others.

MOTION—To Place on General File

Mr. President: I move that the rules be suspended and that L. B. No. 578 be placed on General File.

R. M. HOWARD.

The motion prevailed.

MOTION—To Change Position on General File

Mr. President: I move that Legislative Bills numbered 376, 377, 379, 380 and 382 be placed on General File following L. B. No. 431.

JOHN ADAMS, Jr.

The motion prevailed with 32 ayes, no nays, 11 not voting.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 367. (With emergency clause)

A Bill for an Act relating to securities; to provide for the regulation and control of the issuance, sale or exchange thereof; to prescribe the powers and duties of the Director of Insurance for the Department of Insurance and of his subordinates with reference thereto; to establish the Bureau of Securities in the Department of Insurance subordinate to the Director thereof; to provide the methods of obtaining funds for the enforcement of the provisions of this Act; to provide penalties for the violation thereof; to provide a saving clause; to repeal Section 81-5401, C. S. Supp., 1933; to repeal Sections 81-5402 to 81-5410 inclusive, 81-5412 to 81-5418 inclusive, 81-5420 to 81-5427 inclusive, and 81-5431 and 81-5432, Compiled Statutes of Nebraska, 1929; to repeal Sections 1, 2 and 3, Chapter 175, Session Laws of Nebraska, 1935; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments

thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 30:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Norton
Peterson, C. H.
Regan
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 12:

Ashmore
Brady
Johnson, W. R.
Miller
Murphy
Neubauer
Nuernberger
Peterson, J. B.
Pizer
Reynolds
Thomas
Warner

Not voting, 1:

Brodecky

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 495. (With emergency clause)

A Bill for an Act to amend Section 77-2218, C. S. Supp., 1933, relating to revenue; to provide that inheritance tax money now in the hands of the county treasurer or hereafter collected by the county treasurer up to and including March 1, 1939, shall be credited and shall inure to the general fund of the county, and, during said period shall be expended solely for the relief of worthy, incapacitated, indigent persons; to repeal said original section; to repeal Section 1, Chapter 137, Session Laws of Nebraska, 1935; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments

thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Regan
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 2:

Peterson, J. B.
Pizer

Not voting, 5:

Armstrong
Brodecky
Diers
Peterson, C. H.
Thomas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 502. (With emergency clause)

A Bill for an Act relating to schools; to provide for the relief of Nebraska school districts; to authorize appropriations from the state General Fund of a sum sufficient to pay the tuition for children attending school in this state when the parent of such child or children is engaged in the service of the United States' Army, Navy or Marine Corps in this state; specifically to appropriate the sum of Fifteen Thousand Dollars ($15,000.00) for the purposes of this Act for the biennium ending June 30, 1939; to repeal Sections 79-518, 79-519 and 79-520, C. S. Supp., 1933; to repeal all acts and parts of acts in conflict therewith; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the

Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Ashmore
Brodecky
Miller
Neubauer
Nuernberger

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 232. (With emergency clause)

A Bill for an Act to amend Section 26-1701, Compiled Statutes of Nebraska, 1929, relating to county government and officers; to provide procedure for the recall of any county officer, except the county superintendent of public instruction; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 31:

Adams, E. A.
Carsten
Knickrehm
Strong

Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Cady
Carpenter
Comstock
Diers
Dunn
Gantz
Hall
Haycock
Johnson, W. R.
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Schultz
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 4:

Frost
Peterson, J. B.
Regan
Slepicka

Not voting, 8:

Brodecky
Carlson
Dafoe
Howard
Johnson, R. W.
McMahon
Pizer
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 352.

A Bill for an Act to amend Section 44-804, C. S. Supp., 1933, relating to insurance; to fix the amount payable under insurance policies issued upon the life of minors; to provide the requisite approval in writing for the execution of such contracts and upon the surrender or discharge of insurers thereon; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams, E. A.
Adams, J., Jr.
Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 6:

Armstrong
Ashmore
Brodecky
Dafoe
Nuernberger
Peterson, C. H.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 306.

A Bill for an Act relating to the Legislature; to provide for the reference and constitutional review of all legislative bills.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Cady
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Regan
Reynolds
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 3:

Peterson, J. B.
Pizer
Schultz

Not voting, 8:

Ashmore
Brady
Brodecky
Comstock
Dafoe
Johnson, W. R.
Nuernberger
Slepicka

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 144. (With emergency clause)

A Bill for an Act to amend Section 32-1705, Compiled Statutes of Nebraska, 1929, relating to elections; to provide for the filling of vacancies in the offices of Representatives and Senators of the state of Nebraska in the Congress of the United States and in the offices of members of the Legislature of the state of Nebraska; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Comstock
Brandt
Cady
Carlson
Carpenter
Carsten
Dafoe
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Brodecky
Diers

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 506. (With emergency clause)

A Bill for an Act to amend Sections 16-301 and 17-509, Compiled Statutes of Nebraska, 1929, relating to elections; to prescribe the hours during which the polls shall be kept open on the days of municipal elections in cities of the first class having a population of more than five thousand and less than twenty-five thousand inhabitants, in cities of the second class and villages; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having

elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Armstrong
Ashmore
Brady
Brandt
Cady
Carlson
Carpenter
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 1:

Strong

Not voting, 5:

Adams, E. A.
Adams, J., Jr.
Brodecky
Carsten
Thomas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 244.

A Bill for an Act to amend Section 77-1801, C. S. Supp., 1933, as amended by Section 1, Chapter 52, Session Laws of Nebraska, 1935, as amended by Section 1, Legislative Bill No. 246, Fifty-second Session, Nebraska State Legislature, 1937, relating to revenue; to provide that the levy by the county board in the year 1938 and each succeeding year of necessary county taxes for the current year shall include all county taxes necessary to cover the amounts required to be raised by taxation as provided in the county budget for the current year; to provide the maximum levies for county purposes; to provide the levy which may be made for rural fire fighting equipment; and to repeal said original section as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having

elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 1:

Brodecky

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 302. (With emergency clause)

A Bill for an Act relating to municipalities; to provide for the refunding of outstanding pledge warrants, revenue bonds or revenue debentures which are not general obligations of the municipality; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 35:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Comstock
Dafoe
Diers
Dunn
Frost
Johnson, R. W.
Johnson, W. R.
Knickrehm
Murphy
Neubauer
Reynolds
Schultz
Slepicka
Strong
Tvrdik

Cady
Carlson
Carpenter
Carsten
Gantz
Hall
Haycock
Howard
Norton
Nuernberger
Peterson, C. H.
Regan
Von Seggern
Warner
Wells

Voting in the negative, 2:

Miller
Peterson, J. B.

Not voting, 6:

Adams, J., Jr.
Brodecky
McMahon
Pizer
Thomas
Worthing

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 565.

A Bill for an Act relating to elections; to provide procedure for the expression of an advisory opinion to the Legislature by the electors of the State of Nebraska upon the ratification of proposed amendments to the Contsitution of the United States; and to provide that the result of said advisory vote shall not be binding upon or controlling in any action taken by the Legislature, or any member thereof either to ratify or not to ratify said proposed amendments.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brandt
Cady
Carpenter
Carsten
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Pizer
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 4:

Frost
Peterson, J. B.
Regan
Slepicka

Not voting, 8:

Armstrong
Brodecky
Carlson
Comstock
Peterson, C. H.
Reynolds
Schultz
Thomas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 263.

A Bill for an Act to amend Section 30-1411, Compiled Statutes of Nebraska, 1929, relating to decedent estates; to provide the schedule of commissions and allowances of executors and administrators; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Adams, E. A.
Armstrong
Brady
Brandt
Cady
Comstock
Dafoe
Diers
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Neubauer
Peterson, C. H.
Pizer
Regan
Slepicka
Thomas
Tvrdik
Von Seggern
Worthing

Voting in the negative, 9:

Carlson
Murphy
Norton
Peterson, J. B.
Reynolds
Schultz
Strong
Warner
Wells

Not voting, 7:

Adams, J., Jr.
Ashmore
Brodecky
Carpenter
Carsten
Dunn
Nuernberger

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 450. (With emergency clause)

A Bill for an Act to amend Sections 43-404 and 43-406, Compiled Statutes of Nebraska, 1929, relating to mothers' pensions; to provide that the petitioners need not be present at the hearing upon the petition for mothers' pensions; to provide procedure for reapplication; to prescribe limitation upon the amount of said pensions to be paid; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 34:

Adams, J., Jr.
Brady
Brandt
Cady
Carlson
Carpenter
Comstock
Dafoe
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McManon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 2:

Diers
Schultz

Not voting, 7:

Adams, E. A.
Armstrong
Ashmore
Brodecky
Carsten
Thomas
Worthing

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 461.

A Bill for an Act to amend Section 3, Chapter 115, Session Laws of Nebraska, 1935, relating to Nebraska public libraries; to prescribe the salary of the executive secretary thereof; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third

Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 26:

Armstrong
Ashmore
Brandt
Cady
Carsten
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Slepicka
Von Seggern
Wells
Worthing

Voting in the negative, 6:

Brady
Carpenter
Neubauer
Peterson, J. B.
Schultz
Strong

Not voting, 11:

Adams, E. A.
Adams, J., Jr.
Brodecky
Carlson
Comstock
Dafoe
Frost
Reynolds
Thomas
Tvrdik
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 571. (With emergency clause)

A Bill for an Act to appropriate the sum of Two Hundred and Fifty Dollars ($250.00) for the emergency needs of the Board of Pardons during the biennium ending June 30, 1937; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constiution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, J., Jr.
Ashmore
Dunn
Frost
Miller
Murphy
Schultz
Slepicka

Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Diers
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 0.

Not voting, 5:

Adams, E. A.
Armstrong
Brodecky
Dafoe
Worthing

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 312.

A Bill for an Act relating to wildlife and game; to amend Section 37-101, C. S. Supp., 1933; to amend Sections 37-201, 37-211 and 37-213, Compiled Statutes of Nebraska, 1929; to amend Section 37-301, C. S. Supp., 1933; to amend Section 37-303, Compiled Statutes of Nebraska, 1929; to amend Sections 37-304 and 37-305, C. S. Supp., 1933; to amend Sections 37-308, 37-309 and 37-501, Compiled Statutes of Nebraska, 1929; to amend Section 37-505, C. S. Supp., 1933; to amend Sections 37-511, 37-513, 37-604 and 37-605, Compiled Statutes of Nebraska, 1929; to amend Section 37-610, C. S. Supp., 1933; and to amend Section 37-706, Compiled Statutes of Nebraska, 1929, relating to game and fish and hunting and fishing; to provide penalties for the violation thereof; to repeal said original sections; and to repeal Section 37-302, C. S. Supp., 1933; and to enact a saving clause.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Adams, E. A.
Adams, J., Jr.
Brady
Brandt
Comstock
Dafoe
Frost
Gantz
Knickrehm
McMahon
Neubauer
Norton
Regan
Schultz
Slepicka
Strong

Cady
Carlson
Carpenter
Carsten
Hall
Haycock
Howard
Johnson, W. R.
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 0.

Not voting, 11:

Armstrong
Ashmore
Brodecky
Diers
Dunn
Johnson, R. W.
Miller
Murphy
Reynolds
Thomas
Worthing

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 562. (With emergency clause)

A Bill for an Act to appropriate ten per cent of all fees remitted into the state treasury by the state boards of examiners in medicine, osteopathy, chiropractic, dentistry, optometry, pharmacy, embalming (including fees received from applicant or practicing funeral directors and undertakers as well as embalmers), chiropody and veterinary medicine, the state board of cosmetologist examiners, the state board of barber examiners, the athletic division under the Governor, the bureau of education and registration for nurses, the state real estate commission, state brand fund of the Secretary of State, the state board of professional engineering and architectural examiners and by any other state board, bureau, division, fund or commission, not mentioned above, now existing or hereafter created, if and when specifically appropriated or reappropriated by the Legislature during any biennium; to direct the method of handling fees remitted into the state treasury by each of said boards, bureaus, divisions and commissions, as provided by law; specifically to appropriate ten per cent of all said fees remitted into the state treasury during the biennium ending June 30, 1939, for the uses and purposes of the general fund of the state; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Adams, E. A.
Diers
Miller
Slepicka

Adams, J., Jr.
Armstrong
Brady
Brandt
Carlson
Carpenter
Carsten
Comstock
Dafoe
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Schultz
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 0.

Not voting, 6:

Ashmore
Brodecky
Cady
Dunn
Reynolds
Worthing

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Suspend Rules

Mr. President: I move to suspend the rules so that L. B. No. 383 may be placed on Select File for specific amendment.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

LEGISLATIVE BILL NO. 405.

A Bill for an Act to amend Section 71-701, Compiled Statutes of Nebraska, 1929, as amended by Section 34, Chapter 142, Session Laws of Nebraska, 1935, relating to public health and welfare; to prescribe the amount of annual renewal license fees to be collected from certain practitioners of the healing arts; and to repeal said original section as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Diers
Frost
Miller
Murphy
Schultz
Slepička

Brady
Brandt
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Armstrong
Ashmore
Brodecky
Dunn
Thomas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—To Suspend Rules and Place on General File

Mr. President: I move the rules be suspended and that L. B. No. 374, now in the Committee on Revenue, be placed on General File immediately following L. B. No. 382.

JOHN ADAMS, Jr.

The motion prevailed with 33 ayes, no nays, 10 not voting.

APPROVED BY GOVERNOR

May 4th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 111

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

MOTION—To Recess

At 12:25 P. M. on motion of Mr. Norton the Legislature recessed until 2:00 P. M.

AFTER RECESS

The Legislature met pursuant to adjournment at 2:00 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Brodecky who was excused.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 164 be placed on General File immediately following L. B. No. 374.

E. M. NEUBAUER.

A call of the Legislature was ordered.

The call was raised.

The motion was lost with 17 ayes, 15 nays, 11 not voting.

SELECT FILE

LEGISLATIVE BILL NO. 383.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 383.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the following amendment to L. B. No. 383 be adopted:

Specific amendment to L. B. No. 383:

III. Amend the Standing Committee amendments, mimeographed, Section 1, line 4, by striking "effective date of this Act" and inserting "first Thursday after the first Tuesday in January, 1939" in lieu thereof.

IV. Amend Section 2 of mimeographed Standing Committee amendments, line 4, by striking "effective date of this Act" and inserting "first Thursday after the first Tuesday in January, 1939," in lieu thereof.

V. Amend mimeographed Standing Committee amendments, paragraph 3, by striking all after "thereon" in line 2 and inserting a period in lieu thereof.

VI. Amend the mimeographed Standing Committee amendments, paragraph 4, line 6, by striking all after "strike" to end of section and inserting in lieu thereof "all of lines 6 and 7 after 'therewith' and insert a period in lieu thereof."

ROBT. M. ARMSTRONG.

The motion prevailed.

LEGISLATIVE BILL NO. 147.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-seventh Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 96. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 499.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eight-sixth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 499.

SWAN CARLSON.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the following specific amendment to L. B. No. 499 be adopted:

Specific amendment to L. B. No. 499:

Amend the Standing Committee Amendments, mimeographed, Amendment 1, page 2, Section 2, by striking all of subsection (a) under subsection (10) in lines 55, 56, 57 and 58 and by inserting in lieu thereof the following:

"(a) **"First Grade Cream" shall consist of good cream that is either sweet or sour, smooth, free from undesirable odors, clean to the taste and practically free from sediment.".**

(Signed) SWAN CARLSON.

The motion prevailed.

LEGISLATIVE BILL NO. 212.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-sixth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 60.

(See Enrollment and Review amendments as reported in the Legislative Journal for the Eighty-seventh Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 445.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-seventh Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 445.

L. C. NUERNBERGER.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the following specific amendment to L. B. No. 445 be adopted.

Specific amendment to L. B. No. 445:

1. Amend the printed bill, page 3, Section 2, line 47—by inserting after the word "**work**" and before the conjunction "**or**" the following:

"or who has not been actively engaged in preparing for the Nebraska Third Grade Elementary Certificate.".

2. Amend the printed bill, page 5, Section 3, line 38—by striking the word "gegoraphy" and by inserting in lieu thereof the word "geography".

3. Amend the printed bill, page 5, Section 3, line 43, by inserting after the word "**Elementary**" the word "**School**".

(Signed) L. C. NUERNBERGER.

The motion prevailed.

LEGISLATIVE BILL NO. 277. Laid over. Retains place on file.

LEGISLATIVE BILL NO. 567.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-seventh Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 567.

W. E. WORTHING.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the following specific amendment to L. B. No. 567 be adopted.

1. Amend the printed bill, page 7, Section 1, by inserting immediately after line 224 the following:

"Leo N. Swanson Commissioner of Public Lands and Buildings	Salary for Performing Statutory Duties, January 1, 1937 to June 30, 1937, pursuant to State v. Swanson	General Fund	$2,500.00

: Provided, $1,250.00 of the amount so appropriated shall be immediately available and the balance shall be due and payable as the salaries of other state officers for the second quarter in 1937.".

(Signed) W. E. WORTHING.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 383.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 147.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 499.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 212.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 60.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 445.	Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 567. Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Authorize Committee to Prepare Amendments

Mr. President: I move that the Committee on Appropriations be authorized to prepare an amendment to L. B. No. 70 setting up an estimated $200,000.00 from Drivers' License Fees and providing for $35,000.00 from direct taxes for the State Sheriff's office for general law enforcement.

(Signed) CARL H. PETERSON.

The motion prevailed.

MOTION—To Designate or Appoint a Committee

Mr. President: I move that the Speaker either designate a standing committee or appoint a committee of five members to suggest to this Legislature ways and means of re-arranging the seating of members in the legislative hall for the next legislative session.

(Signed) AMOS THOMAS.

The motion prevailed.

COMMITTEE APPOINTED

The Chair appointed Mr. Thomas, Mr. Haycock, Mr. Miller, Mr. Dafoe and Mr. Schultz to serve on said committee.

APPROVED BY GOVERNOR

May 4th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 392
Legislative Bill No. 201

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

MOTION—To Adopt Resolution

Mr. President: I move that we adopt the report found on page 1445 of Legislative Journal regarding Nebraska's participation in the World's Fair to be held in New York in 1939.

E. M. VON SEGGERN.

The motion was lost with 17 ayes, 21 nays, 5 not voting.

COMMITTEE OF THE WHOLE

At 4:00 P. M. Mr. Haycock moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Ernest A. Adams in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 431.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 431:

1. Amend the printed bill, page 3, Section 1, lines 42 and 44 by inserting the words **"sixty per cent"** before the word **"majority"** wherever the same appears therein.

2. Amend the new matter throughout the printed bill and also the title thereto by inserting the words "sixty per cent" before the word "majority" wherever the same appears throughout the body and title of said bill.

LEGISLATIVE BILL NO. 252.	Laid over. Retains place on file.
LEGISLATIVE BILL NO. 425.	Report progress.

(Signed) ERNEST A. ADAMS, Chairman.

The report was adopted.

MOTION—To Invite

Mr. President: I move that the State Assistance Board, including the Director and the Washington representative, be called before this body.

(Signed) BRADY.

The motion was lost.

Former Senator Wallace of Oregon and Robert Druesdow, former Representative from Omaha, each addressed the Legislature briefly.

MOTION—To Adjourn

At 5:35 P. M. on motion of Mr. Haycock the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

EIGHTY-NINTH DAY

Legislative Chamber,
Lincoln, Nebraska, May 5, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Knickrehm.

The Journal for the Eighty-eighth Day was approved.

PETITIONS AND MEMORIALS

The following members introduced petitions from their constituents:

Mr. Haycock, favoring H. R. 4199 in Congress; Mr. Brandt, opposing any change in the status of the Child Welfare Bureau unless such change would place it under a non-political board.

COMMUNICATIONS

A communication was read from Mr. Brodecky thanking the members for their thoughtfulness in sending flowers during his son's recent illness.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 569. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 569:

I. Strike all of the bill after the enacting clause and insert in lieu thereof the following:

"Section 1. The superintendent shall certify to the Auditor of State on the first day of March, June, September and December the amount, (not previously certified by him) due to such hospital from the several counties having patients chargeable thereto, provided that every patient charged to a county shall have been an actual bona fide resident of said county for a period of one year immediately preceding the commitment of said patient and the Auditor shall pass the same to the credit of the hospital. The Auditor shall thereupon notify the county clerk of each county so owing, of the amount thereof, and charge the same to the county, and the county board shall add such amount to the next state tax to be levied in the county, and pay the amount so levied into the State Treasury; and the taxes mentioned herein shall be levied and assessed in each county in the year 1937 and succeeding years.

Sec. 2. That Section 83-732, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 181, Session Laws of Nebraska, 1935, is hereby repealed; and that Legislative Bill No. 6, Fifty-second Session, Nebraska State Legislature, 1937, is hereby repealed.

Sec. 3. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

2. Amend the printed bill, page 1, title, line 2—the original bill, page 1, title, line 2—by striking all of said title after the word "ACT" and by inserting in lieu thereof the following:

> "relating to state institutions; to provide that the cost of caring for patients committed to hospitals for the insane from the several counties shall be defrayed by state levy; to prescribe procedure for the collection of said expense; to repeal Section 83-732, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 181, Session Laws of Nebraska, 1935; to repeal Legislative Bill No. 6, Fifty-second Session, Nebraska State Legislature, 1937; and to declare an emergency."

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 319. (With emergency clause)

A Bill for an Act relating to banks and banking, trust companies, building and loan associations, installment investment companies and co-operative credit associations; to provide for the levy and collection of assessments upon banks, organized under the laws of this state, and upon trust companies, building and loan associations, installment investment companies and co-operative credit associations organized under the laws of this state or authorized to do business in this state, to be used for the payment of salaries and expenses of examiners and examiners' helpers, and such sum, if any, as may be required in excess of the amount appropriated for the Department of Banking for the payment of salaries and expenses of the Superintendent of Banks, his deputies, attorneys and assistants; to provide for the payment of such assessments to the state Treasurer to be placed in a separate fund; to provide the fees to be charged and collected by the Superintendent of Banks for certain services rendered by said department; to provide for the disposition of said fees; to amend Section 8-201, C. S. Supp., 1933, concerning organization of trust companies; to amend Section 81-5108, C. S. Supp., 1933, concerning the examination of installment investment companies by said department; to repeal said original sections; to repeal Sections 8-109 (a) and 8-109 (b), C. S. Supp., 1933; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 22:

Adams, E. A.
Armstrong
Brandt
Brodecky
Carlson
Carsten
Comstock
Diers
Dunn
Gantz
Hall
Johnson, R. W.
Murphy
Peterson, C. H.
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Warner
Worthing

Voting in the negative, 10:

Adams, J., Jr.
Brady
Cady
Frost
McMahon
Miller
Neubauer
Norton
Peterson, J. B.
Tvrdik

Not voting, 11:

Ashmore
Carpenter
Dafoe
Haycock
Howard
Johnson, W. R.
Knickrehm
Nuernberger
Reynolds
Von Seggern
Wells

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on Legislative Bill No. 319 With Emergency Clause Stricken

Voting in the affirmative, 22:

Adams, E. A.
Armstrong
Brandt
Brodecky
Carlson
Carsten
Comstock
Diers
Dunn
Gantz
Hall
Johnson, R. W.
Johnson, W. R.
Murphy
Peterson, C. H.
Pizer
Schultz
Slepicka
Strong
Thomas
Warner
Worthing

Voting in the negative, 9:

Brady
Cady
Carpenter
McMahon
Miller
Neubauer
Norton
Peterson, J. B.
Wells

Not voting, 12:

Adams, J., Jr.
Ashmore
Dafoe
Frost
Haycock
Howard
Knickrehm
Nuernberger
Regan
Reynolds
Tvrdik
Von Seggern

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL NO. 394. (With emergency clause)

A Bill for an Act relating to the Legislature; to provide procedure for convening the members thereof in session in even-numbered years and in special sessions; to provide the nature of the business to be entered upon when legislators are so convened; to provide penalties for the violation of certain provisions of this Act; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third

Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 33:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carpenter
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 5:

Frost
Pizer
Regan
Schultz
Worthing

Not voting, 5:

Cady
Carlson
Carsten
Haycock
Knickrehm

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 564. (With emergency clause)

A Bill for an Act relating to state appropriations, funds, money and finance; to provide for a Legislative Control Office in connection therewith; to prescribe the powers and duties of the Legislative Comptroller therein; to establish uniform appropriations expenditure control accounts in the offices of the Auditor of Public Accounts, state Treasurer and Tax Commissioner; to provide penalties for the violation thereof; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 24:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brodecky
Cady
Carpenter
Carsten
Comstock
Diers
Dunn
Gantz
Haycock
Howard
Johnson, R. W.
Miller
Murphy
Neubauer
Peterson, C. H.
Reynolds
Strong
Thomas
Warner
Wells

Voting in the negative, 13:

Carlson
Dafoe
Frost
Hall
Johnson, W. R.
McMahon
Norton
Nuernberger
Peterson, J. B.
Pizer
Regan
Schultz
Worthing

Not voting, 6:

Armstrong
Brandt
Knickrehm
Slepicka
Tvrdik
Von Seggern

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 564 With Emergency Clause Stricken

Voting in the affirmative, 22:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Brodecky
Carpenter
Carsten
Comstock
Diers
Dunn
Gantz
Haycock
Johnson, R. W.
Miller
Murphy
Neubauer
Peterson, C. H.
Reynolds
Strong
Thomas
Warner
Wells

Voting in the negative, 11:

Brandt
Dafoe
Hall
Johnson, W. R.
McMahon
Norton
Nuernberger
Peterson, J. B.
Regan
Slepicka
Worthing

Not voting, 10:

Armstrong
Cady
Carlson
Frost
Howard
Knickrehm
Pizer
Schultz
Tvrdik
Von Seggern

A contitsutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

SELECT FILE

LEGISLATIVE BILL NO. 96. Laid over. Retains place on file.
LEGISLATIVE BALL NO. 277.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 483.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eight-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 311.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eight-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 279.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 280.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eight-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 281.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eight-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 442.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 297.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 298.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eight-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 225.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eight-eighth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 299.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 483.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 311.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 279.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 280.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 281.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 442.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 297.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 298.	Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 225.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 299.	Referred to Committee on Enrollment and Review for engrossment.

MESSAGE FROM THE GOVERNOR

May 5th, 1937.

To the President and Members of the Legislature
Gentlemen:

At a recent conference with your Welfare Committee, the suggestion was made that legislation be passed providing for the transfer of the duties now performed by the State Assistance Committee to the Board of Control. This plan would provide for the grouping under one agency of all of the state activities connected with the care of its unfortunates. It would eliminate duplication of personnel. It would place these activities under a continuing bi-partisan board.

The plan does not contemplate any increase in the percentage of social workers.

The plan does not contemplate any reduction in local control.

The plan does not contemplate any increase in the authority of or in direction by federal agencies.

There has been much talk about dictation from Washington. Certainly a knowledge of the facts is essential for the solution of the present problem.

My stand in favor of local government is well known.

Your Committee agreed with the idea of this transfer.

If you pass this legislation you will have performed one of your most constructive and far reaching acts in improving state administration.

The people hold the Governor responsible under the present act. The facts are that the Governor now has very limited authority and his plans have been overridden, as the minutes of the Board will testify.

If you do not see fit to pass this legislation in all fairness to the Governor, you should either grant him authority to properly carry out his responsibility or entirely relieve him from that responsibility and place it elsewhere.

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 389 be placed at the head of General File and that Legislative Bills numbered 390, 118, 417, 526, 452 and 112 follow immediately thereafter.

R. C. REGAN.

SUBSTITUTE MOTION

Mr. President: As a substitute, I move that L. B. No. 164 be included in Mr. Regan's motion.

E. M. NEUBAUER.

The motion was lost with 14 ayes, 15 nays, 14 not voting.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 118 be indefinitely postponed.

JOHN ADAMS, Jr.

A record vote was demanded.

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 20:

Adams, J., Jr.
Ashmore
Brady
Brandt
Carlson
Carpenter
Howard
Johnson, R. W.
McMahon
Murphy
Neubauer
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Schultz
Slepicka
Strong
Von Seggern
Wells

Voting in the negative, 13:

Adams, E. A.
Armstrong
Brodecky
Cady
Dunn
Frost
Hall
Miller
Norton
Regan
Thomas
Tvrdik
Worthing

Not voting, 10:

Carsten
Comstock
Dafoe
Diers
Gantz
Haycock
Johnson, W. R.
Knickrehm
Reynolds
Warner

A majority having failed to vote in the affirmative, the motion was lost.

MOTION—For a Division

Mr. President: I move that division be made for each bill.

ROBT. M. ARMSTRONG.

The motion prevailed with 28 ayes, 6 nays, 9 not voting.

DIVISION ON L. B. NO. 389

On motion to place L. B. 389 at head of General File.

A call of the Legislature was ordered.

The call was raised.

The motion lost with 21 ayes, 10 nays, 12 not voting.

MOTION—To Withdraw

Mr. President: I move that my motion, that L. B. No. 389 be placed at the head of General File and that Legislative Bills numbered 390, 118, 417, 526, 452 and 112 follow immediately thereafter, be withdrawn.

R. C. REGAN.

The motion prevailed.

MOTION—To Withdraw

Mr. President: I move that my motion for a division be withdrawn.

ROBT. M. ARMSTRONG.

The motion prevailed.

MOTION—To Discharge Sifting Committee

Mr. President: I move that the Sifting Committee be discharged.

R. C. REGAN.

The motion prevailed with 30 ayes, 7 nays, 6 not voting.

MOTION—To Suspend Rule

Mr. President: I move to suspend Clause p. Section 1, Rule 8, relative to the consideration of Bills on General File during the remainder of the present session, except as to the consideration of those bills which have been heretofore reported to the head of General File by the Sifting Committee.

(Signed) J. N. NORTON.

The motion prevailed with 41 ayes, no nays, 2 not voting.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 389 be placed at the head of General File and that L. B. No. 390 be placed immediately following L. B. 389.

ROBT. M. ARMSTRONG.

The motion prevailed with 29 ayes, 4 nays, 10 not voting.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 526 be placed at the head of General File.

R. C. REGAN.

A call of the Legislature was ordered.

The call was raised.

The motion was lost with 21 ayes, 1 nay, 21 not voting.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 409 be placed at the head of General File.

(Signed) HARRY E. GANTZ.

The motion was lost with 10 ayes, 18 nays, 15 not voting.

MOTION—To Change Position on General File

Mr. President: I move that Legislative Bills numbered 119, 120, 121, 333 and 473 be placed on General File immediately following L. B. No. 578.

(Signed) H. F. BRANDT.

A call of the Legislature was ordered.

The call was raised.

The motion was lost with 17 ayes, 14 nays, 12 not voting.

COMMITTEE OF THE WHOLE

At 11:10 A. M. Mr. Schultz moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Strong in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 389.	Referred to Committee on Enrollment and Review for review with amendment.

Committee of the Whole amendment to L. B. No. 389:

Amend the printed bill, after the second word "of" in line 6, by inserting, "$3,600.00 per annum."

LEGISLATIVE BILL NO. 390.	Report progress.
LEGISLATIVE BILL NO. 252.	Referred to Committee on Enrollment and Review for review with amendments.

Committee of the Whole amendments to L. B. No. 252:

1. Amend the printed bill, page 1, Section 2, line 1 by striking the word "Section" and by inserting in lieu thereof "Sec."; and in line 11 of said Section 1 strike the words "Federal" and "State" and insert in lieu thereof the word "federal" and the word "state" in each instance respectively; and on pages 1 and 2, Section 2 of the printed bill, strike that part of said section commencing with "(8)" in line 16 on page 1 down to and including the word and punctuation "thereof." in line 19 on page 2.

2. Amend the printed bill, page 2, Section 3, by striking that part of said section commencing with the preposition "by" in line 3 down to and including the word and punctuation "thereof." in line 10 and insert in lieu thereof the following:

"and the furnishing of electric energy to persons in rural areas.".

3. Amend the printed bill, page 2, Section 4, by striking that part of said section commencing with the punctuation and word ", and" in line 8, down to and including "(7)" in line 22 and by inserting in lieu thereof ". and (5)"; and renumber subsections 8, 9, 10, 11, 12, 13, 14 and 15 of said Section 4 on page 3, so that the same appears as subsections 6, 7, 8, 9, 10, 11, 12 and 13 respectively.

4. Amend the printed bill, page 3, Section 4, line 25, by striking therefrom "rights of way" and by inserting in lieu thereof "rights-of-way"; and in lines 35 and 36 of said Section 4, strike "right of way" and insert in lieu thereof "right-of-way".

5. Amend the printed bill, Section 4, page 3, line 39 by striking the punctuation "," and by inserting in lieu thereof the conjunction "and"; and in line 28 of said Section 4 on said page 3, insert after the word "therein" the following:

"for the purposes expressed herein"; and strike that part of said Section 4 commencing with the conjunction "and" in line 45 down to and including the word "services" in line 46.

6. Amend the printed bill, page 3, Section 4, line 47 and line 48 by striking all of subsection "(16)" thereon; and renumber subsections 17, 18 and 19 on page 3 of said Section 4 so that the same will appear as subsections 14, 15 and 16 respectively.

7. Amend the printed bill, page 3, Section 5, line 1 by striking the word "five" and by inserting in lieu thereof the word "twenty"; and in said line 1 in said Section 5, insert after the word "persons" and before the preposition "of" therein the following:

", residents of the territory to be served by the corporation,".

8. Amend the printed bill, page 4, Section 6, line 3 by transposing the last punctuation "," therein so that the same will be inserted between the quotation marks; and in line 16 of said Section 6 insert "(a)" before the word "Any" therein; and on page 5, Section 8, lines 11 and 12 strike "County Clerk" therein and insert in lieu thereof "county clerk" in lower case.

3. Amend the printed bill, page 5, Section 12, line 3 by striking therefrom "other than the incorporators"; and also strike that part of said section commencing with the word and punctuation "or," in line 5, down to and including the word "services" in line 6.

10. Amend the printed bill, page 6, Section 16, line 6 by striking

therefrom the punctuation and word ", provided" and by inserting in lieu thereof ": Provided".

11. Amend the printed bill, page 9, Section 27, line 15 by inserting after the syllable "tion" and before the word "organized" the words "of a corporation".

12. Amend the printed bill, page 11, Section 36, line 2 by striking the word "State" therein and by inserting in lieu thereof the word "state".

13. Amend the printed bill, page 11, by striking all of Section 37 thereon and by inserting in lieu thereof the following:

"Sec. 37. Whereas, an emergency exists, this Act shall be in full force and take effect, from and after its passage and approval, according to law."

14. Amend the printed bill, page 1, title, line 3 by inserting after the last word "electrification" the following:

"and to declare an emergency".

15. Amend the printed bill by striking all of Sec. 30.

16. Amend Section 2, as amended, by striking the sentence beginning in line 37 on page 3 with the words "To have and exercise the power of eminent domain" and substituting the following:

"To have and exercise the power of eminent domain for the purposes expressed in this act according to the provisions of law now, or hereafter, applicable to electric light and power corporations and districts, as regards the exercise of power of eminent domain, the use and occupation of public highways, and the manner or method of construction and physical operation of plants, systems, and transmission lines."

MOTION—To Refer

Mr. President: I move to refer L. B. No. 252 to Committee on Enrollment and Review for review.

J. N. NORTON.

A record vote was demanded.

Voting in the affirmative, 18:

Brandt	Diers	Neubauer	Von Seggern
Brodecky	Dunn	Norton	Warner

Carlson
Carpenter
Dafoe
Frost
Gantz
Hall
Peterson, C. H.
Regan
Reynolds
Wells

Voting in the negative, 3:

Adams, E. A.
Peterson, J. B.
Pizer

Not voting, 22:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Cady
Carsten
Comstock
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Nuernberger
Schultz
Slepicka
Strong
Thomas
Tvrdik
Worthing

The motion prevailed.

LEGISLATIVE BILL NO. 425. Report progress.

(Signed) ALLEN A. STRONG, Chairman.

The report was adopted.

MOTION—To Recess

At 11:55 A. M. on motion of Mr. Dafoe the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Mr. Dafoe presiding.

The roll was called and all members were present except Mr. Strong and Mr. Knickrehm who were excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 481. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 481:

I. Delete the punctuation ‘“’ wherever the same appears before and after the subject matter of each section throughout the bill.

II. Amend the printed bill, page 2, Section 1, lines 1 and 2, page 2, Section 2, lines 1 and 2, page 3, Section 3, lines 1 and 2; page 3, Section 4, lines 1 and 2—page 1, Section 1, lines 1 and 2, page 2, Section 2, lines 1 and 2, page 3, Section 3, lines 1 and 2 and page 3, Section 4, lines 1 and 2 of the original bill—by striking ", and the same is hereby" wherever the same appear therein.

III. Amend the printed bill, page 2, Section 1, line 14—page 2, Section 1, line 17 of the original bill—by striking "(1½)"; and on page 4, Section 4, line 21 of the printed bill—page 4, Section 4, line 21 of the original bill—strike "(5½)" therein.

IV. Amend the printed bill, page 3, Section 3, line 9—page 3, Section 3, line 10 of the original bill—by striking ", and/" wherever the same appears therein, and elsewhere throughout the bill; and also strike the words "or construct" in said line.

V. Amend the Committee of the Whole amendments, Amendment 1, lines 2 and 4, by striking the figure "4" and by inserting the figure "5" wherever the same appear therein.

VI. Amend the printed bill, page 4—the original bill, page 4—by renumbering Sections 5 and 6 as Sections 6 and 7; and on page 4, Section 5, line 2 of the printed bill—page 4, Section 5, line 2 of the original bill—strike "be and the same"; and on page 4, Section 6, line 1 of the printed bill—page 4, Section 6, line 1 of the original bill—strike "WHEREAS" and insert in lieu thereof "Whereas".

VII. Strike Committee of the Whole Amendments 2 and 3; and amend the printed bill, page 1, title—page 1, title of the original bill—by striking all of said title after the word "ACT" in line 2 therein and by inserting in lieu thereof the following:

> "relating to sewage; to authorize municipal corporations to extend sewerage systems and sewage disposal plant services beyond their corporate limits; to prescribe the method of determining rates to be charged for such services so extended; to amend Sections 18-1401, 18-1402, 18-1405 and 18-1406, C. S. Supp., 1933, relating to sewerage systems and sewage disposal plants in all cities and villages; to empower said cities and villages to issue general obligation bonds for the purposes of this Act without any reference to legal limitations concerning maximum tax levies or maximum bond issues in said cities or villages; to empower such cities or villages to contract with certain corporations with respect to furnishing their inhabitants with sewer service and to prescribe the method of payment therefor; to repeal said original sections; and to declare an emergency."

VIII. Amend the Standing Committee Amendments, page 1, paragraph 1, line 1 by inserting the word "of" after the word "all" therein.

IX. Amend the printed bill, page 2, Section 1, line 14—the original bill, page 2, Section 1, line 16—by striking **"cause the levy of a tax,"** and insert **"make a special levy of"**; and in line 17 of said Section 1 of the printed bill—line 20 of the original bill—insert after the word **"Act"** the following:

"and for no other purpose".

X. Amend the printed bill, page 4, Section 4, line 18—the original bill, page 4, Section 4, line 19—by inserting after the word **"amended"** therein the following:

", upon compliance with statutory and charter requirements with reference to the issuance of bonds".

LEGISLATIVE BILL NO. 258. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 258:

I. Amend the printed bill, page 1, Section 1—the original bill, page 1, Section 1—by striking that part of said section after the figures, symbol and punctuation "81-103" in line 1 down to and including the word and punctuation "follows:" in line 2 of said section and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, and said section as amended by Section 81-103, C. S. Supp., 1933, be amended to read as follows:".

II. Amend the printed bill, page 1, Section 1, lines 13 and 14—the original bill, page 2, Section 1, lines 17, 18 and 19—by striking therefrom "the Director of the Department of Banking, four thousand dollars, payable annually in monthly installments;".

III. Amend the printed bill, page 1, Section 2, line 1—the original bill, page 2, Section 2, line 2—by striking all of said section after the figures, symbol and punctuation "81-103," in line 1 of the printed bill—line 2 of the original bill—and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, and said section as amended by Section 81-103, C. S. Supp., 1933, is hereby repealed.".

IV. Amend the printed bill, page 1, title—the original bill, page 1, title—by striking all of said title after the figures, symbol and punctuation "81-103," in line 2 and by inserting in lieu thereof the following:

"Compiled Statutes of Nebraska, 1929, and said section as amended by Section 81-103, C. S. Supp., 1933, relating to the civil government of the state of Nebraska; to provide the annual salary of the State Engineer for the Department of Roads and Irrigation; and to repeal said original section as amended.".

LEGISLATIVE BILL NO. 413. Placed on Select File.
LEGISLATIVE BILL NO. 204. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 204:

I. Amend the printed bill, page 1, Section 1, line 10—the original bill, page 2, Section 1, line 14—by inserting after the word **"all"** and before the word **"sales"** the word **"livestock"**.

II. Amend the Standing Committee Amendments, page 1, Amendment 3, line 6 by inserting the word "livestock" after the word "all" and before the word "sales".

III. Amend the Committee of the Whole Amendments, mimeographed, page 1, Section 3, line 4 by inserting after the first preposition "in" the word "Section"; and after the figures and symbol "60-701" therein insert ", C. S. Supp., 1933,".

IV. Amend the Committee of the Whole Amendments, page 1, Section 3, lines 4, 5 and 10 by engrossing the words "Sheriff", "Deputy Sheriff" and "County Jail" in lower case wherever the same appear therein.

V. Amend the printed bill, page 1, title, lines 2 and 3—the original bill, page 1, title, lines 2 to 5 inclusive—by striking that part of said section commencing with the preposition "to" in line 2 down to and including the word and punctuation "livestock;" and by inserting in lieu thereof the following:

> "relating to livestock; to amend Section 54-709, Compiled Statutes of Nebraska, 1929; to amend Section 54-710, C. S. Supp., 1933;";

and in line 6 of said title in the printed bill—line 8 of said title in the original bill—insert after the word and punctuation "shipments" the following:

"to require approval of bills of lading upon shipments of livestock out of the state by brand inspecting officers or sheriffs; to provide penalties for the violation of this Act;".

VI. Amend the printed bill, page 1, Section 1, lines 7 and 8—the original bill, page 2, Section 1, line 10—by striking the words "may be" therein and by inserting in lieu thereof the word **"are"**; and in said Section 1, line 10 of the printed bill—line 13, Section 1 of the original bill—strike the word **"further"** therein.

LEGISLATIVE BILL NO. 308. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 308:

1. Amend the Committee of the Whole Amendments, Amendment No. 13, lines 6 and 11 by striking therefrom "and/".

LEGISLATIVE BILL NO. 498. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 498:

I. Amend the printed bill, page 1, title, line 5—the original bill, page 1, title, line 7—by striking the conjunction "and" therein and by inserting in lieu thereof the punctuation ","; and in line 5 of the title of the printed bill—line 8 of the original bill—insert after the word "Commerce" and before the word "shall" the following:

"and Nebraska State Chapter of the P. E.O. Sisterhood".

LEGISLATIVE BILL NO. 267. Placed on Select File.
LEGISLATIVE BILL NO. 268. Placed on Select File.
LEGISLATIVE BILL NO. 269. Placed on Select File.
LEGISLATIVE BILL NO. 555. Placed on Select File.
LEGISLATIVE BILL NO. 147. Correctly re-engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

COMMITTEE OF THE WHOLE

At 1:35 P. M. Mr. Tvrdik moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Tvrdik in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 425. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as reported in the Legislative Journal for the Eighty-eighth Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole amendments to L. B. No. 425:

Add a new section to Standing Committee Amendments as follows:

All meetings shall be open to the public.

LEGISLATIVE BILL NO. 378. Report progress.

(Signed) CHARLES TVRDIK, Chairman.

The report was adopted.

MOTION—To Adjourn

At 4:00 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

NINETIETH DAY

Legislative Chamber,

Lincoln, Nebraska, May 6, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., Speaker Warner presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Diers who was excused.

The Journal for the Eighty-ninth Day was approved.

PETITIONS AND MEMORIALS

Mr. Diers introduced petitions from his constituents favoring H. R. 4199 in Congress.

REPORT OF STANDING COMMITTEES

Legislative Administration

Mr. President: Your Committee on Legislative administration submits the following report of expenditures for the month of April:

	April 1-15	April 16-30	Total
Srb	$130.00	$130.00	$260.00
Mueller	104.00	104.00	208.00
Zimmerman	52.00	52.00	104.00
Cushing	60.00	60.00	120.00
Lundy	63.00	63.00	126.00
Santo	56.00	56.00	112.00
Cahill	58.50	58.50	117.00

	April 1-15	April 16-30	Total
Turbyfill	65.00	65.00	130.00
Hafer	65.00	65.00	130.00
Short	65.00	65.00	130.00
Dinan	104.00	104.00	208.00
Ellingson	65.00	65.00	130.00
Galloway	65.00	65.00	130.00
Butler	65.00	65.00	130.00
Quinn	65.00	65.00	130.00
Fleetwood	65.00	65.00	130.00
Gustason	65.00	65.00	130.00
Zarnfaller	65.00	65.00	130.00
Lacy	65.00	65.00	130.00
Wood	58.50	58.50	117.00
Stanton	52.00	52.00	104.00
Gordon	52.00	52.00	104.00
Hillman	52.00	52.00	104.00
Tague	52.00	52.00	104.00
Peterson	52.00	52.00	104.00
Beacom	52.00	52.00	104.00
Kelly	52.00	52.00	104.00
Pierson	52.00	52.00	104.00
Zilmer	52.00	52.00	104.00
Scott	52.00	52.00	104.00
Stewart	52.00	52.00	104.00
Eckhardt	52.00	52.00	104.00
Johnson	48.00	56.00	104.00
Robertson	48.00	36.00	84.00
Hanson	52.00	52.00	104.00
Schadt	44.00	52.00	96.00
Castle	57.00	56.00	113.00
Wylie	52.00	52.00	104.00
Price	52.00	52.00	104.00
Long	52.00	52.00	104.00
Strong	52.00	52.00	104.00
Heagney	52.00	52.00	104.00
Regan	52.00	52.00	104.00
Evans	52.00	52.00	104.00
Worman	52.00	52.00	104.00
Vandeburg	52.00	52.00	104.00
Devers	52.00	56.00	108.00
Woodward	42.25	42.25	84.50
Miltonberger	52.00	52.00	104.00
Fowler	42.25	42.25	84.50
Krueger	42.25	42.25	84.50

	April 1-15	April 16-30	Total
Luhe	42.25	42.25	84.50
Bradley	60.00	60.00	120.00
McWilliams	45.50	45.50	91.00
Whitelaw	49.00	49.00	98.00
Taylor	49.00	49.00	98.00
Cameron	45.50	45.50	91.00
Tefft	45.50	45.50	91.00
Dargaczewski	45.50	45.50	91.00
Chambers	45.50	45.50	91.00
Martin	45.50	45.50	91.00
Doran	26.50	38.00	64.50
Ferris	42.50	43.00	85.50
Whitford	27.00	34.00	61.00
Phillippi	27.00	34.00	61.00
Murphy	375.00	375.00	750.00
Schleiger	36.00	44.00	80.00
Yowell	52.00	52.00	104.00
VanPelt	330.00	....	330.00
TePoel	325.00	....	325.00
	$4687.00	$4073.00	$8760.00

(Signed) FRED L. CARSTEN, Chairman.

MOTION—To Dispense With Reading

Mr. President: I move that the Clerk dispense with the reading of the entire report, because it will be printed in the Journal.

(Signed) FRED L. CARSTEN.

The motion prevailed.

Enrollment and Review

LEGISLATIVE BILL NO. 383. Correctly re-engrossed.
LEGISLATIVE BILL NO. 442. Correctly engrossed.
LEGISLATIVE BILL NO. 297. Correctly engrossed.
LEGISLATIVE BILL NO. 495. Correctly enrolled.
LEGISLATIVE BILL NO. 502. Correctly enrolled.
LEGISLATIVE BILL NO. 232. Correctly enrolled.
LEGISLATIVE BILL NO. 352. Correctly enrolled.
LEGISLATIVE BILL NO. 306. Correctly enrolled.
LEGISLATIVE BILL NO. 144. Correctly enrolled.

LEGISLATIVE BILL NO. 506. Correctly enrolled.
LEGISLATIVE BILL NO. 244. Correctly enrolled.
LEGISLATIVE BILL NO. 302. Correctly enrolled.
LEGISLATIVE BILL NO. 565. Correctly enrolled.
LEGISLATIVE BILL NO. 263. Correctly enrolled.
LEGISLATIVE BILL NO. 450. Correctly enrolled.
LEGISLATIVE BILL NO. 461. Correctly enrolled.
LEGISLATIVE BILL NO. 571. Correctly enrolled.
LEGISLATIVE BILL NO. 562. Correctly enrolled.
LEGISLATIVE BILL NO. 405. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 495.
LEGISLATIVE BILL NO. 502.
LEGISLATIVE BILL NO. 232.
LEGISLATIVE BILL NO. 352.
LEGISLATIVE BILL NO. 306.
LEGISLATIVE BILL NO. 144.
LEGISLATIVE BILL NO. 506.
LEGISLATIVE BILL NO. 244.
LEGISLATIVE BILL NO. 302.
LEGISLATIVE BILL NO. 565.
LEGISLATIVE BILL NO. 263.
LEGISLATIVE BILL NO. 450.
LEGISLATIVE BILL NO. 461.
LEGISLATIVE BILL NO. 571.
LEGISLATIVE BILL NO. 562.
LEGISLATIVE BILL NO. 405.

APPROVED BY GOVERNOR

May 5th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 224.
Legislative Bill No. 3.
Legislative Bill No. 515.
Legislative Bill No. 140.

Respectfully,

(Signed) THEO. M. OSTERMAN,
Secretary to the Governor.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 16 of Rule XII so as to permit the introduction of Legislative Bill No. 579.

JOHN H. COMSTOCK.

The motion prevailed with 34 ayes, 1 nay, 8 not voting.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 579. By Comstock.

A Bill for an Act to amend Section 2, Legislative Bill No. 169, Fifty-second Session, Nebraska State Legislature, 1937, relating to lighting the tower of the State Capitol Building; to repeal said original section; and to declare an emergency.

MOTION—To Suspend Rule

Mr. President: I move to suspend the rules and have Legislative Bill No. 579 read the second time.

JOHN H. COMSTOCK.

The motion prevailed unanimously.

BILLS ON SECOND READING

The following bill was read the second time by title.

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 579. By Comstock.

MOTION—To Place on General File

Mr. President: I move that the rules be suspended and that L. B. No. 579 be placed on General File, immediately following L. B. No. 578.

JOHN H. COMSTOCK.

The motion prevailed with 34 ayes, 1 nay, 8 not voting.

At 10:00 A. M. Mr. Hall was excused for the remainder of the morning session.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 526 be placed immediately after L. B. No. 579 on General File.

R. C. REGAN.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 29 ayes, 2 nays, 12 not voting.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 417 be placed at the head of General File.

LESTER L. DUNN
JOHN ADAMS, Jr.

The motion was lost with 13 ayes, 13 nays, 17 not voting.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 112 be placed immediately after L. B. No. 526 on General File.

EMIL BRODECKY.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 31 ayes, no nays, 12 not voting.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 153 be placed immediately after L. B. No. 112 on General File.

JOHN D. REYNOLDS.

SUBSTITUTE MOTION

Mr. President: I move that all bills on General File be placed respectively following L. B. No. 112 for consideration.

EDWIN SCHULTZ.

A record vote was demanded.

Voting in the affirmative, 12:

Adams, E. A.
Adams, J., Jr.
Brandt
Gantz
Haycock
Knickrehm
Murphy
Nuernberger
Pizer
Schultz
Tvrdik
Worthing

Voting in the negative, 20:

Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Dunn
Frost
Johnson, R. W.
Johnson, W. R.
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Regan
Reynolds
Slepicka
Thomas
Von Seggern
Wells

Not voting, 11:

Armstrong
Ashmore
Brady
Comstock
Diers
Hall
Howard
McMahon
Miller
Strong
Warner

The motion was lost.

The original motion was lost with 21 ayes, 5 nays, 17 not voting.

BILLS ON THIRD READING

The following bill was read the third time and put upon passage:

LEGISLATIVE BILL NO. 522. (With emergency clause)

A Bill for an Act relating to public power districts, public irrigation districts, public power and irrigation districts; to provde a method for amending the petition for the creation of such districts and the charter thereof; to declare vacancies in the board of directors of such districts; to provide a method for elimination or detachment of territory of such districts and for the addition of territory thereto;

to amend Sections 70-701, 70-702, 70-703, 70-706, 70-709, 70-712 and 70-713, C. S. Supp., 1933; to amend Section 70-704, C. S. Supp., 1933, as amended by Section 1, Legislative Bill No. 32, Fifty-second Session, Nebraska State Legislature; to repeal said original sections; to repeal said original section as amended; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Carlson
Carpenter
Comstock
Dafoe
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 7:

Adams, E. A.
Ashmore
Cady
Carsten
Diers
Knickrehm
McMahon

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Pass L. B. No. 222 Over Governor's Veto

Mr. President: I move that Legislative Bill No. 222 be passed notwithstanding the Governor's veto.

FRANK J. BRADY.

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 16:

Adams, E. A.
Comstock
McMahon
Strong

Adams, J., Jr.
Brady
Brodecky
Dunn
Johnson, W. R.
Knickrehm
Neubauer
Peterson, J. B.
Peterson, C. H.
Thomas
Tvrdik
Worthing

Voting in the negative, 15:

Brandt
Carlson
Carsten
Dafoe
Gantz
Haycock
Howard
Norton
Nuernberger
Pizer
Regan
Schultz
Von Seggern
Warner
Wells

Not voting, 12:

Armstrong
Ashmore
Cady
Carpenter
Diers
Frost
Hall
Johnson, R. W.
Miller
Murphy
Reynolds
Slepicka

A majority having voted in the negative, the motion was lost.

SELECT FILE

LEGISLATIVE BILL NO. 96. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 277.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 277.

W. F. HAYCOCK.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the following Specific amendments to L. B. No. 277 be adopted:

Specific amendments to L. B. No. 277:

Amend the printed bill as follows:

1. Section 1, line 1, strike "Every" and insert in lieu thereof "In addition to all other powers and investments authorized by law, every".

2. Section 2, line 1, strike "Any" and insert in lieu thereof "In addition to all other powers and investments authorized by law, any".

3. Insert new Sections 3, 4 and 5 immediately following Section 2 as follows:

"Sec. 3. No savings bank or insurance company incorporated under the laws of this state which is or becomes a member of a Federal Home Loan Bank shall be exempt from any taxes of this state including any contributions required to be paid under the provisions of Section 7, Legislative Bill No. 189, Fifty-second Session, Nebraska State Legislature.

"Sec. 4. That Section 2 (h) (6) (6), Legislative Bill No. 189, Fifty-second Session, Nebraska State Legislature, be amended to read as follows:

(6). Services performed in the employ of any other state or its political subdivisions, or of the United States, or of an instrumentality of any other state or states or their political subdivisions or of the United States. ; **Provided, that within the meaning of this sub-section membership or investment in a Federal Home Loan Bank on the part of an insurance company, savings bank or any other corporation or association shall be deemed not to constitute the same an instrumentality of the United States.**

"Sec. 5. That said original Section 2 (h) (6) (6) is hereby repealed."

4. Amend the title to the printed bill as follows:

Line 4, insert before "and", "to provide that such corporations shall be liable for the payment of state taxes including contributions under the Unemployment Compensation Act; to amend Section 2 (h) (6) (6), Legislative Bill No. 189, Fifty-second Session, Nebraska State Legislature; to repeal said original Section 2 (h) (6) (6);".

W. F. HAYCOCK.

The motion prevailed.

LEGISLATIVE BILL NO. 481.

MOTION—That L. B. No. 481 Be Laid Over

Mr. President: I move that L. B. No. 481 be laid over on Select File.

AMOS THOMAS.

The motion prevailed with 14 ayes, 11 nays, 18 not voting.

LEGISLATIVE BILL NO. 258.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 308.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 413.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 204.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 498.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 267.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 268.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 269.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 555.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 569.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE RESOLUTION NO. 6. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 577.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 277.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 258.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 308.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 413.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 204.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 498.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 267.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 268.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 269.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 555.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 569.	Referred to Committee on Enrollment and Review for engrossment.

COMMITTEE OF THE WHOLE

At 11:20 A. M. Mr. Norton moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Carl H. Peterson in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 390.	Referred to Committee on Enrollment and Review for correlation with L. B. No. 559.

Committee of the Whole amendment to L. B. No. 390:

Amend the printed bill, page 1, Section 1, line 15 by inserting after the word and punctuation "**Legislature.**" therein the following:

"The clerk of the Legislature shall also perform the duties of Legislative Comptroller as prescribed in Legislative Bill No. 564, Fifty-second Session, Nebraska State Legislature, 1937, and shall act as secretary of the Legislative Council, if and when requested to act in that capacity by said Legislative Council, as created and established by Legislative Bill No. 395, Fifty-second Session, Nebraska State Legislature, 1937."

A record vote was demanded.

Voting in the affirmative, 14:

Adams, E. A.
Brandt
Brodecky
Carlson
Comstock
Frost
Hall
Johnson, W. R.
Knickrehm
Nuernberger
Peterson, J. B.
Regan
Schultz
Worthing

Voting in the negative, 18:

Armstrong
Brady
Cady
Carpenter
Carsten
Diers
Dunn
Gantz
Johnson, R. W.
Miller
Norton
Peterson, C. H.
Pizer
Reynolds
Thomas
Tvrdik
Von Seggern
Warner

Not voting, 11:

Adams, J., Jr.
Ashmore
Dafoe
Haycock
Howard
McMahon
Murphy
Neubauer
Slepicka
Strong
Wells

The amendment was not adopted.

(Signed) CARL H. PETERSON, Chairman.

The report was adopted.

MOTION—To Recess

At 11:50 A. M. on motion of Mr. Norton the Legislature recessed until 2:00 P. M.

AFTER RECESS

The Legislature reconvened at 2:00 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Dafoe.

COMMITTEE OF THE WHOLE

At 2:25 P. M. Mr. Diers moved that the Legislature resolve itself into a Committee of the Whole to consider bills on General File.

The motion prevailed.

Mr. Worthing in the Chair; later Carl H. Peterson.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 378. Referred to Committee on Enrollment and Review for review with amendments.

(See Standing Committee amendments as found in the Legislative Journal for the Eighty-third Day. These amendments were adopted in Committee of the Whole)

Committee of the Whole Amendments to L. B. No. 378:

In Section 2 of the standing committee amendments, strike "18" in line 16 and insert in lieu thereof "14" and strike in line 17 the semi-colon and insert in lieu thereof a comma, and add the following thereafter: "said fund to be allocated to the respective counties on the basis of the population of said counties; provided, that said free fund may be used for old age assistance, child welfare services, crippled children and blind assistance or any of the same, if so deemed necessary by the county assistance committee and approved by The Board of Control."

Amend Section 2 by striking all new matter commencing in line 25 and inserting in lieu thereof: "(8) 4 per cent of the balance of said fund shall be set aside and made available to The Board of Control for the purpose of certifying eligibles for assistance under the various federal agencies and also for the cost of distribution of any surplus commodities that might be made available by the United States Government; provided, that any portion of said 4 per cent that shall not be used within any six month period shall revert to the State Assistance Fund to be allocated as provided herein."

Amend standing committee amendments as follows:

Section 1, line 14, insert after "$7,100,000", ", plus any additional sum which may be raised during said period from said motor fuels taxes, alcoholic liquor taxes and head taxes."

(Signed) CARL H. PETERSON, Chairman.

The report was adopted.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 478. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 478:

I. Amend the Committee of the Whole Amendments, page 1, line 3 by striking therefrom the punctuation and words ": Provided, any" and by inserting in lieu thereof "(D) Any".

II. Disregard the directions as to placement of the Committee of the Whole Amendment, amendment 1, and insert the same after subsection (D), Section 2, page 7 of the mimeographed bill as amended.

III. Amend the mimeographed bill, title, page 3, line 63 by inserting after the word and punctuation "fees;" therein the following:

"to provide for the filing of each said composition in the office of the Secretary of State before selling or disposing of the same, together with the amount of filing fee therefor;".

IV. Amend the Standing Committee Amendments, mimeographed, page 3, Section 1, line 4, strike "associations" and insert in lieu thereof "association".

V. Amend the Standing Committee Amendments, mimeographed, page 4, Section 1, line 17 by inserting after the word "profit" therein the following:

"within this state for the purpose of preventing free competition among or with different and competing copyright owners or among or with persons, firms, corporations or associations in this state using or rendering such copyrighted matter by public performance for profit; or for the purpose of dividing among them the proceeds of the earnings of such copyright owners; or for the purpose of fixing the exactions and fees for the rendition or use of copyrighted matter which any copyright owner must charge"; and in line 18 of said section insert after "collection" the words "within this state"; and in line 31 of said section insert after the word "profit" the words "within this state".

VI. Amend the Standing Committee Amendments, mimeographed, page 5, by inserting after the word and punctuation "Act." in line 52 of said Section 1, the following:

"In any action, civil or criminal, instituted under the provisions of this Act, it shall be prima facie evidence against any party to such action of the existence of such unlawful combination for the purposes in this Act enumerated, if a substantial number of all authors, composers, proprietors, publishers, owners or their heirs, successors or assigns of copyrighted vocal or instrumetnal musical compositions in the United States, are shown to be members of any society, association, club, firm, partnership, corporation, group or entity."

VII. Amend the Standing Committee Amendments, mimeographed, page 5, Section 1, line 43 by striking the article "the" and by inserting in lieu thereof the word "such"; and in line 44 of said section insert "within this state" after the word "compositions" and before the word "by"; and in line 47 of said section insert "within this state" after the word "parties" therein.

VIII. Amend the Standing Committee Amendments, mimeographed, page 5, Section 2, line 2 by inserting "within this state" after the word "have" and before the word "all" therein; and in line 5 of said section strike ", providing each" and insert in lieu thereof "Each"; and in line 5 of said section insert "shall" after "publisher"; and in line 6 of said section strike "acts" and insert "act" in lieu thereof; and also in line 6 of said section after the word "all" and before the word "other" insert "substantial number or numbers of"; and in line 9 of said section strike "used" and insert "use" in lieu thereof; and in line 10 of said section insert "within this state" after the word "compositions"; and in line 11 of said section strike "providing further that"; and in line 15 of said section insert "within this state" after the word "rendition"; and also in said line 15 insert after the word "thereof" the words "for private rendition or public rendition for profit if made available for such public rendition".

IX. Amend the Standing Committee Amendments, mimeographed, page 6, Section 2, line 17, strike "acquired" and insert "acquires" in lieu thereof; and in line 20 of said section insert "within this state" after "rendered"; and in line 26 of said section insert "within this state" after "otherwise"; and in line 27 of said section strike "provit" and insert in lieu thereof "profit when so purchased and paid for"; and in line 29 of said section strike "in such event" and insert in lieu thereof ", in the event of such payment,"; and in line 30 of said section strike "for" and insert in lieu thereof "of"; and in line 31 of said section insert "purposes" after the word "private" and before the word "or" therein; and in said line 31 insert the word "for" after the word "or"; and in line 32 of said section insert after the word "profit" therein the words "by such purchaser within this state"; and in line 39 of said section strike "compositions may be used" and insert in lieu thereof "compositions may use"; and in line 40 of said secion insert after "profit" and before "without" the words "within this state"; and on page 7, line 42 of said section insert after the word "from" and before the conjunction "and" the word "any".

X. Amend the Standing Committee Amendments, mimeographed, page 8, Section 3, line 9 by insetring after the word "thereof" therein the words "within this state"; and in line 13 of said section insert after "arrangement" and before "shall" the words "within this state".

XI. Amend the Standing Committee Amendments, mimeographed, page 8, Section 4, line 5 by inserting after the word "compositions" therein the words "within this state"; and on page 9, line 34 of said section insert "within this state" after the words "noncollectible".

XII. Amend the Standing Committee Amendments, mimeographed, page 10, Section 5, lines 6, 10 and 19 by inserting the words "within this state" after the words "rendered", "whatsoever" and "performance" in each of said lines respectively; and on page 11, in lines 31 and 38 in said section insert "within this state" after the words "collect" and 'compositions" in said lines respectively.

XIII. Amend the Standing Committee Amendments, mimeographed, page 12, Section 6, line 6 by inserting "within this state" after the word "compositions" therein; and in line 13 of said section strike the article "the" and insert in lieu thereof the adjective "any"; and in line 15 of said section after the word "state" therein insert "and thus rendered in this state"; and in line 20 of said section insert after the word "state" therein the following:

"; and, if the owner of any copyrighted musical composition commences any action within this state on account of any use or rendition thereof in this state through such affiliate or affiliates, then any defendant in such action may interplead such affiliate or affiliates in such action; and any judgment which may be rendered in favor of the copyright owner shall be paid and satisfied by such affiliate or affiliates; and, if paid or satisfied by the defendant user in this state, such defendant shall be subrogated in said action or otherwise to all rights of the plaintiff in said judgment as against said affiliate or affiliates, whether the latter is or are a party or parties in said action or not; and in any event such affiliate or affiliates shall be liable to such user to the full extent of his liability to such copyright owner, in the absence of any agreement to the contrary"; and also in line 20 of said section insert "any combination declared unlawful by Section 1 of this Act which is" after the conjunction "and" and before the article "the" therein; and also in line 20 of said section insert after the preposition "of" and before the article "the" therein the words "or controls"; and in line 21 of said section after the word "compositions" and before the word "shall" insert ", its agents or representatives"; and also in line 21 of said section strike "is" and insert "are"; and in line 24 of said section insert after the word "compositions" and before "because" therein the words "so originating or emanating"; and strike that part of said section commencing with the words "and said" in line 26 therein on page 2, down to and including the word and punctuation "emanated;" in line 30 on page 13 of said section.

XIV. Amend the Standing Committee Amendments, page 13, Section 7, lines 9 and 14 by inserting the words "within this state" after the words "defined" and "collects" in each of said lines respectively.

XV. Amend the Standing Committee Amendments, mimeographed, page 14, Section 8, line 8 by inserting "within this state" after "whatsoever" therein.

XVI. Amend the Standing Committee Amendments, mimeographed, page 15, Section 9, line 23 by striking "endorce" and by inserting in lieu thereof "enforce"; and in line 28 of said section insert after the word "Nebraska" therein the following:

"; and any interested party may, upon application, be granted leave to intervene in such a civil action".

XVII. Amend the Standing Committee Amendments, page 16, Section 9, line 45 by striking "who" and by inserting in lieu thereof "whom"; and in said line 45 strike the word "finally" after the word "be" and before the word "the" and insert said word "finally" after the word "shall" and before the word "determine" in said line.

XVIII. Amend the Standing Committee Amendments, mimeographed, page 17, Section 10, line 4 by inserting after the word "proceed" and before the word "in" the following: "in his or its own name and right".

XIX. Amend the Standing Committee Amendments, mimeographed, title, page 1, line 2, by inserting after the word "ACT" and before the word "declaring" the words and punctuation "relating to monopolies;"; and in line 4 of said title after the word "which" and before the word "determines" insert the words "fixes and"; and in lines 6, 15, 19, 22 and 25 on page 1, and line 29 on page 2, and in line 58 on page 3 of said title, insert the words "within this state" after the words "profit", "rights" and "combination" wherever the same appear in each of said lines respectively.

LEGISLATIVE BILL NO. 9. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 9:

I. Amend the Committee of the Whole Amendments, page 1, Amendment 5, by striking all of said amendment after the word and punctuation "insert:" in line 3 and restate the same as follows:

"Highway 319. Commencing on Highway No. 40 near Sumner, thence south across the Platte River, thence west to a point due north of Bertrand and thence south to Bertrand.

II. Amend the Standing Committee Amendments by renumbering all highways after "Highway 304" on pages 2, 3 and 4 of Standing Committee Amendment 4, complying with Committee of the Whole Amendment No. 4.

LEGISLATIVE BILL NO. 553. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 553.

I. Amend the Committee of the Whole Amendments, mimeographed, page 5, Amendment 11, line 3 by striking "herein after" and by inserting in lieu thereof "hereinafter".

II. Amend the Committee of the Whole Amendments, mimeographed, page 6, Amendment 20,—last paragraph on page 6, line 2—by striking the figures "10" and "11" therein and by inserting in lieu thereof "11" and "12" respectively; and in line 4 of said amendment and paragraph insert the article "the" before the word "state" therein.

III. Amend the Standing Committee amendments as follows:

1. Section 7, page 9, line 3, strike "supervisors" and insert "supervisor" in lieu thereof.

2. Page 10, line 2 on said page, strike "such".

LEGISLATIVE BILL NO. 415. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 415:

I. Amend the Standing Committee Amendments, page 1, Section 2, line 7 by striking "vice chairman" and by inserting in lieu thereof "vice-chairman".

II. Amend the Standing Committee Amendments, page 3, Section 6, lines 3, 15 and 22 by striking the word "State" wherever the same appears before the word "Superintendent".

Amend the Standing Committee amendments as follows:

1. Section 3, page 2, line 3, strike "such" and insert "any" in lieu thereof.

2. Section 5, page 2, line 6, strike "such" and insert "any" in lieu thereof.

LEGISLATIVE BILL NO. 456. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 456:

I. Amend the printed bill, page 2, Section 2, lines 2 and 4—the original bill, page 2, Section 2, lines 3 and 5—by inserting the punctuation "," after the word "council" wherever the same appears in each of said lines respectively.

II. Amend the printed bill, page 2, Section 3, line 11—the original bill, page 3, Section 3, line 14—by striking the punctuation "." after the word "bonds" therein and by inserting in lieu thereof the punctuation ":"; and in said line insert the punctuation "," before the word "that" therein.

III. Amend the original bill, page 4, Section 5, line 11, by striking "extablish" and inserting "establish".

LEGISLATIVE BILL NO. 567. Correctly engrossed.
LEGISLATIVE BILL NO. 279. Correctly engrossed.
LEGISLATIVE BILL NO. 280. Correctly engrossed.
LEGISLATIVE BILL NO. 299. Correctly engrossed.
LEGISLATIVE BILL NO. 225. Correctly re-engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Appoint Custodian

Mr. President: I move that Harry Bradley, the present custodian of the Legislature be made custodian of all legislative furniture and such other equipment of the Legislature as is placed under the supervision of the Secretary of State in accordance with Section 84-502, Compiled Statutes of Nebraska, 1929, or under the supervision of any other state officer; the compensation of said Harry Bradley for his said services as such custodian to be paid out of the contingent fund of the Legislature, as provided in Legislative Bill No. 552, as amended by Legislative Bill No. 577, Fifty-second Session.

(Signed) R. C. REGAN
CHARLES A. DAFOE
CHARLES J. WARNER
FRANK S. WELLS
EARL W. CARPENTER

The motion prevailed.

MOTION—To Discharge Employees

Mr. President: I move that the Committee on Legislative Administration discharge such stenographers and other employees whose services are no longer necessary. Said discharges shall be effective at the close of this week.

(Signed) W. H. DIERS.

The motion prevailed.

MOTION—To Adjourn

At 4:05 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

NINETY-FIRST DAY

Legislative Chamber,

Lincoln, Nebraska, May 7, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Ninetieth Day was approved as corrected.

COMMUNICATIONS

A communication was read from Mr. and Mrs. Armstrong expressing their appreciation to the members of the Legislature for the gift presented to them last evening on their wedding anniversary.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 262. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 262:

1. Section 1, line 1, printed bill, line 2, original bill, capitalize the word, "state". Line 2, printed bill, line 2, original bill, strike all after the word "Nebraska" in said line down to "is" in line 5, printed bill, line 6, original bill.

2. Section 2, line 4, printed bill, line 5, original bill, strike "as amended". Capitalize the word "state" in line 2, printed bill, line 3, original bill. Strike the words "as amended" in last two paragraphs of Section 2.

3. Amend the title as follows: Line 2, strike "FOR A RESOLUTION". Line 3, capitalize "state" and strike all after "Nebraska" and insert a period in lieu thereof.

LEGISLATIVE BILL NO. 60. Correctly engrossed.
LEGISLATIVE BILL NO. 281. Correctly engrossed.
LEGISLATIXE BILL NO. 298. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 147.

A Bill for an Act relating to motor vehicles; to create a division of highway safety and patrol in the Department of Roads and Irrigation and to create the office of Director of the Nebraska Safety Patrol as the head of such division; to provide for the regulation and control of the issuance, suspension, revocation and reinstatement of licenses to operate motor vehicles upon public highways by the Director of the Nebraska Safety Patrol; to prescribe duties and powers and rights of said division, the Director, his assistants and subordinates; to provide that from and after September 1, 1937 licenses to operate motor vehicles shall issue biennially; to fix the original and renewal biennial operators' license fees; to provide for the use, allocation, transmittal and reporting of said fees; to prescribe procedure for the refusal to issue, for the suspension, revocation and reinstatement of said licenses and for appeals from the final orders of said Director concerning the same except in cases where revocation is made mandatory upon said Director; to enumerate and define violations of this Act and to provide penalties for the violation thereof; to prescribe that this Act shall be in full force and take effect from and after September 1, 1937; to amend Sections 60-401, 60-402, 60-403 and 60-404, Compiled Statutes of Nebraska, 1929; to amend Sections 60-405, 60-406 and 60-407, C. S. Supp., 1933; to amend Sections 60-408, 60-409, 60-410 and 60-415, Compiled Statutes of Nebraska, 1929; to repeal said original sections; and to repeal Section 60-413, Compiled Statutes of Nebraska, 1929.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carsten
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Nuernberger
Peterson, C. H.
Peterson, J. B.
Reynolds
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 9:

Carlson
Carpenter
Frost
Howard
Neubauer
Norton
Pizer
Regan
Schultz

Not voting, 2:

Slepicka
Worthing

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

EXPLANATIONS OF VOTE

Mr. President: I vote "No" on L. B. No. 147 for the reason I believe the automobile is carrying all the taxes it should.

(Signed) REGAN.

Mr. President: I would favor this bill if the inspection were stricken. As it is, I consider it a garage racket. Therefore, I vote "No."

(Signed) CARPENTER.

Mr. President: I regretfully vote "No" on this bill. My reason is that the deplorable drought condition of western Nebraska makes it inadvisable to add any burden to automobile owners at this time.

(Signed) R. M. HOWARD.

Mr. President: I vote "No" for the reason that the examining officer will not, in my opinion, reject any one's application for license who has the money to purchase a driver's permit. This bill only builds up another board to take a lot of money from the farmers of our state who at this time need all their funds for buying food, seed and feed.

(Signed) FROST.

SELECT FILE

LEGISLATIVE BILL NO. 96. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 481.

(See Enrollment and Review amendments as found in the Legislative Journal for the Eighty-ninth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 481.

AMOS THOMAS.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the following amendment to L. B. No. 481 be adopted:

Specific amendment to L. B. No. 481:

Amend Sec. 1 by inserting after the word "municipality" in line 16 of said Sec. 1, the following:

"but only after submission of such proposed levy to the electors of such municipality at a general or special election held therein and the approval thereof by a majority of all electors voting thereon at such election,".

(Signed) AMOS THOMAS.

The motion was lost with 9 ayes, 17 nays, 17 not voting.

LEGISLATIVE BILL NO. 478.

(See Enrollment and Review amendments as found in the Legislative Journal for the Ninetieth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 9.

(See Enrollment and Review amendments as found in the Legislative Journal for the Ninetieth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be given to consider specific amendments to L. B. No. 9.

EMIL E. BRODECKY.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the following specific amendment to L. B. No. 9 be adopted:

Specific Amendment to L. B. No. 9:

1. Amend the Standing Committee Amendments, page 4, Amendment 4 by inserting at the conclusion of said amendment 4 the following:

"Highway 323. Commencing at a point four and one-half miles north of Hoskins on Highway 35, thence directly north to connect wtih Federal Highway 20.

(Signed) EMIL E. BRODECKY.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be given to consider specific amendments to L. B. No. 9.

EDWIN SCHULTZ.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the following specific amendments to L. B. No. 9 be adopted:

Specific amendments to L. B. No. 9:

324 Beginning at Oakdale and running in a southerly direction to connect with statutory Highway No. 28 north-east of Albion.

325 Beginning at a point south of Neligh and running due west to Federal Highway No. 281.

325 Beginning at Loretto and running due west to connect with 281.

(Signed) EDWIN SCHULTZ.

The motion prevailed.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 9 be indefinitely postponed.

CHARLES A. DAFOE.

A record vote was demanded.

Voting in the affirmative, 12:

Brandt
Cady
Carpenter
Comstock
Dafoe
Hall
Howard
Johnson, W. R.
Regan
Slepicka
Thomas
Wells

Voting in the negative, 25:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Carlson
Carsten
Diers
Dunn
Frost
Gantz
Haycock
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, J. B.
Pizer
Reynolds
Schultz
Strong
Tvrdik
Warner
Worthing

Not voting, 6:

Adams, E. A.
Brodecky
Johnson, R. W.
McMahon
Peterson, C. H.
Von Seggern

The motion was lost.

LEGISLATIVE BILL NO. 553.

(See Enrollment and Review amendments as found in the Legislative Journal for the Ninetieth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 415.

(See Enrollment and Review amendments as found in the Legislative Journal for the Ninetieth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be given to consider specific amendments to L. B. No. 415.

A. L. MILLER.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the following amendment to L. B. No. 415 be adopted:

Specific amendment to L. B. No. 415:

Amend the Standing Committee amendment as follows:

Section 1, the 3rd line, after the words "composed of", strike the word "five" and insert the word "nine", and in Section 1, line 9, after the words "to wit:", strike the word "two" and insert the word "three"; and in line 10, after the words "year each", strike the word "one" and insert the word "two"; and in line 10, after the words "two years", strike the word "one" and insert the word "two"; and in line 11, strike the first word "one", and insert the word "two".

(Signed) A. L. MILLER.

The motion prevailed.

LEGISLATIVE BILL NO. 456.

(See Enrollment and Review amendments as found in the Legislative Journal for the Ninetieth Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 481.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 478.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 9.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 553.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 415.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 456.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Suspend Rules and Introduce Bill

Mr. President: I move that Section 16 of Rule XII be suspended to permit the introduction of a new bill; that the same be read the first and second time and be placed on Select File.

FRANK J. BRADY.

The motion prevailed unanimously.

MOTION—To Recess

At 12:00 M. on motion of Mr. Norton the Legislature recessed until 2:00 P. M.

AFTER RECESS

The Legislature reconvened at 2:00 P. M., Speaker Warner presiding.

The roll was called and all members were present.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 580. By Brady.

A Bill for a Resolution to amend Section 1, Article VIII, Constitution of Nebraska, relating to revenue; to provide for the imposition of a tax not exceeding three cents on each gallon of vehicle fuels used or consumed solely for propelling vehicles upon the streets, alleys and public highways of this state from the first Thursday after the first Tuesday in January 1939, together with a restriction that the proceeds of said tax so imposed shall be expended exclusively for the acquisition, construction, maintenance and repair of said streets, alleys and public highways.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 580. By Brady.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 580 be indefinitely postponed.

W. F. HAYCOCK.

A record vote was demanded.

Voting in the affirmative, 29:

Adams, J., Jr.
Armstrong
Ashmore
Brandt
Cady
Carlson
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
McMahon
Murphy
Nuernberger
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Von Seggern
Wells
Worthing

Voting in the negative, 11:

Brady
Carpenter
Knickrehm
Miller
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Tvrdik
Warner

Not voting, 3:

Adams, E. A.
Brodecky
Carsten

The motion prevailed.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 431. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 431:

I. Amend the printed bill page 3, Section 2, line 21—the original bill, page 5, Section 2, lines 28 and 29—by striking **"said city in connection with the local governing body of"**.

II. Amend the original bill, title, page 1, line 25, page 3, Section 1, line 55, page 5, Section 2, line 40, page 8, Section 3, line 67, page 9, Section 4, line 44, page 10, Section 5, line 29, page 13, Section 6, line 88, page 16, Section 7, line 84 and page 20, Section 8, line 101, by striking the words **"a majority"** and by inserting in lieu thereof in each of said lines respectively the words **"sixty per cent or more".**

III. Amend the original bill, page 2, title, line 29, page 3, Section 1, line 57, page 5, Section 2, line 44, page 8, Section 3, line 69, page 9, Section 4, line 46, page 10, Section 5, line 31, page 13, Section 6, line 90, page 16, Section 7, line 86 and page 20, Section 8, line 103 by striking the words **"a majority vote"** therein wherever the same appear therein and by inserting in lieu thereof in each of said lines respectively **"sixty per cent or more of the votes cast".**

IV. Strike all Committee of the Whole Amendments.

LEGISLATIVE BILL NO. 577. Correctly engrossed.
LEGISLATIVE RESOLUTION NO. 6. Correctly engrossed.
LEGISLATIVE BILL NO. 212. Correctly engrossed.
LEGISLATIVE BILL NO. 445. Correctly engrossed.
LEGISLATIVE BILL NO. 311. Correctly engrossed.
LEGISLATIVE BILL NO. 267. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESENTED TO GOVERNOR

May 7, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 2:00 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 495.
LEGISLATIVE BILL NO. 502.
LEGISLATIVE BILL NO. 232.
LEGISLATIVE BILL NO. 352.
LEGISLATIVE BILL NO. 306.
LEGISLATIVE BILL NO. 506.
LEGISLATIVE BILL NO. 244.
LEGISLATIVE BILL NO. 302.
LEGISLATIVE BILL NO. 263.
LEGISLATIVE BILL NO. 450.
LEGISLATIVE BILL NO. 461.
LEGISLATIVE BILL NO. 571.
LEGISLATIVE BILL NO. 562.
LEGISLATIVE BILL NO. 405.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Change Position on General File

Mr. President: I move that Legislative Bills numbered 265, 432 and 451 be placed on General File immediately after L. B. No. 112.

(Signed) TVRDIK.

MOTION—For Division of the Question

Mr. President: I move that a division be made for each bill.

TVRDIK.

The motion prevailed.

Division on L. B. No. 265

A call of the Legislature was ordered.

The call was raised.

The motion was lost with 19 ayes, 17 nays, 7 not voting.

MOTION—To Change Position on General File

Mr. President: I move that L. B. 432 and L. B. 451 be placed on General File immediately following L. B. No. 112.

The motion was lost with 13 ayes, 20 nays, 10 not voting.

MOTION—To Suspend Rules and Reconsider

Mr. President: I move to suspend the rules and reconsider the vote whereby L. B. No. 554 was indefinitely postponed.

(Signed) HARRY E. GANTZ, EMIL E. BRODECKY,
JOHN KNICKREHM, E. M. NEUBAUER,
JOHN ADAMS, Jr.

The motion was lost with 7 ayes, 26 nays, 10 not voting.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 17 and L. B. No. 344 be placed on General File immediately following L. B. No. 112.

(Signed) JOHN KNICKREHM.

A record vote was demanded.

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 22:

Brandt
Carlson
Carsten
Comstock
Dunn
Frost
Gantz
Hall
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Tvrdik
Warner
Worthing

Voting in the negative, 11:

Ashmore
Brady
Cady
Carpenter
Howard
Norton
Nuernberger
Peterson, C. H.
Strong
Von Seggern
Wells

Not voting, 10:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brodecky
Dafoe
Diers
Haycock
Johnson, R. W.
McMahon
Thomas

The motion was lost with 22 ayes, 11 nays, 10 not voting.

MOTION—To Change Position on General File

Mr. President: I move that L. B. No. 409 be placed at the bottom of bills on General File on the board.

HARRY GANTZ.

The motion was lost with 8 ayes, 21 nays, 14 not voting.

MOTION—To Place on General File

Mr. President: I move that Legislative Bills numbered 475, 350 and 452 be placed on General File.

(Signed) DUNN.

The motion was lost with 17 ayes, 15 nays, 17 not voting.

MOTION—To Change Position to General File

Mr. President: I move that Legislative Bills numbered 572, 573, 574, 575 and 576 be placed on General File immediately following L. B. No. 112.

JOHN ADAMS, Jr.

The motion was lost with 13 ayes, 14 nays, 16 not voting.

COMMITTEE OF THE WHOLE

At 3:10 P. M. Mr. Haycock moved that the Legislature resolve itself into a Committte of the Whole to consider bills on General File.

The motion prevailed.

Mr. Nuernberger in the Chair.

After some time spent therein, the Committee arose and by its Chairman submitted the following report:

LEGISLATIVE BILL NO. 376. Report progress.

(Signed) L. C. NUERNBERGER, Chairman.

The report was adopted.

The Chair announced the Legislature at ease for thirty minutes.

MOTION—To Suspend Rules

Mr. President: I move to suspend during the remainder of the present session Section 4, Rule XII, also the words "in the Committee of the Whole," in lines 1 and 2, Section 5, Rule XIII, as relates to the consideration of bills on General File.

(Signed) J. N. NORTON.

The motion prevailed with 33 ayes, no nays, 10 not voting.

MOTION—To Consider

Mr. President: I move that we consider L. B. No. 380.

JOHN ADAMS, Jr.

The motion prevailed.

MOTION—Not to Adopt Report

Mr. President: I move that we do not adopt the standing committee amendments to L. B. No. 380.

JOHN ADAMS, Jr.

The motion was lost with 10 ayes, 21 nays, 12 not voting.

MOTION—To Adopt Amendments

Mr. President: I move we adopt the Standing Committee Amendments to L. B. No. 380 as found in the Legislative Journal for the Sixty-first Day.

JOHN ADAMS, Jr.

The motion prevailed.

MOTION—To Consider

Mr. President: I move we consider L. B. No. 374.

JOHN ADAMS, Jr.

The motion prevailed.

MOTION—To Refer

Mr. President: I move that we refer L. B. No. 374 to Committee on Enrollment and Review for review.

JOHN ADAMS, Jr.

The motion prevailed.

MOTION—To Consider

Mr. President: I move that we consider L. B. No. 578.

R. M. HOWARD.

The motion prevailed.

MOTION—To Refer

Mr. President: I move that L. B. No. 578 be referred to Committee on Enrollment and Review for review.

R. M. HOWARD.

The motion prevailed.

MOTION—To Consider

Mr. President: I move we consider L. B. No. 579.

JOHN COMSTOCK.

The motion prevailed.

MOTION—To Refer

Mr. President: I move that L. B. No. 579 be referred to Committee on Enrollment and Review for review.

JOHN COMSTOCK.

The motion prevailed.

MOTION—To Consider

Mr. President: I move that we consider L. B. No. 526.

R. W. JOHNSON.

The motion prevailed.

MOTION—To Adopt Amendments

Mr. President: I move that we adopt the Standing Committee amendments to L. B. No. 526 as reported in the Legislative Journal for the Sixty-fifth Day.

L. R. HALL.

The motion prevailed.

MOTION—To Refer

Mr. President: I move that L. B. No. 526 be referred to Committee on Enrollment and Review for review.

R. W. JOHNSON.

The motion prevailed.

MOTION—To Consider

Mr. President: I move we consider L. B. No. 112.

EMIL BRODECKY.

The motion prevailed.

MOTION—To Adopt Amendments

Mr. President: I move we adopt the Standing Committee amendments to L. B. No. 112 as found in the Legislative Journal for the Sixty-third Day.

EMIL BRODECKY.

The motion prevailed.

MOTION—To Refer

Mr. President: I move that L. B. No. 112 be referred to the Committee on Enrollment and Review for review.

EMIL BRODECKY.

The motion prevailed.

MOTION—To Consider

Mr. President: I move we consider L. B. No. 382.

JOHN ADAMS, Jr.

The motion prevailed.

MOTION—To Adopt Amendments

Mr. President: I move we adopt the Standing Committee amendments to L. B. No. 382 as found in the Legislative Journal for the Sixty-first Day.

JOHN ADAMS, Jr.

The motion prevailed with 17 ayes, 9 nays, 17 not voting.

MOTION—To Refer

Mr. President: I move that L. B. No. 382 be referred to Committee on Enrollment and Review for review.

JOHN ADAMS, Jr.

The motion prevailed.

Upon request Mr. Carsten was excused for the session Saturday May 8.

MOTION—To Adjourn

At 5:30 P. M. on motion of Mr. Norton the Legislature adjourned until 9:00 A. M. Saturday.

HUGO F. SRB,
Clerk of the Legislature.

NINETY-SECOND DAY

Legislative Chamber,

Lincoln, Nebraska, May 8, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. Carsten and Mr. Brady who were excused.

The Journal for the Ninety-first Day was approved.

COMMUNICATIONS

A communication was read from Albin Kavan favoring a tax exemption for gasoline used in tractors; also a communication from a Norfolk resident favoring higher payments for old age assistance.

A communication was also read from S. S. Hanks enclosing a bulletin explaining the difference between a landing field or landing strip and a "Flight Strip" and favoring the development of a "Flight Strip" program.

IN OBSERVANCE OF MOTHER'S DAY

Mr. Nuernberger requested that the following poem be read before the Legislature and spread upon the Journal:

MOTHER

If we could see that form in life
That we so loved in days gone by;

If we could see those silvery locks
And catch the love-light in her eye;

If we could once more feel that hand
That soothed our every ache and pain;
If we could only have the chance
To thank our Mother once again,

For all the hours of toil and pain
She lavished on us in our youth,
For all the hours she spent in prayer
To bring us up in ways of truth;

If we could touch those hands again
And feel those cheeks so soft and white,
And hear once more from those sweet lips
That soft and quieting "Good Night";

If we could once more wear a flower
of rarest scent and deepest hue,
And lay away this one of white
That we are wearing now for you;

If we could be the one she thought
Her child should be when left alone;
If we could stand up for the right
And for our loved ones and our home;

If we were sure that Mother knew
That her dear life was not in vain;
Then we could wear this flower of white
And glory in the blessed name, Mother.

BURT SHELDON.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 389. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 389:

I. Amend the printed bill, page 1, Section 1, line 1—the original bill page 1, Section 1, line 1—by inserting after "Section 1." therein the following:

"That Section 50-113, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

50-113."

II. Amend the printed bill, page 1, Section 2, line 1—the original bill, page 1, Section 1, lines 2 and 3—by striking all of said section after the word "That" in line 1 and by inserting in lieu thereof the following:

"said original Section 50-113, Compiled Statutes of Nebraska, 1929, is hereby repealed."

III. Amend the printed bill, page 1, title, line 3—the original bill, page 1, title, line 3—by striking all of said title after the words "relating to" and by inserting in lieu thereof the following:

> "the Legislature; to provide that the clerk of the Legislature shall receive a salary in the sum of Three Thousand Six Hundred Dollars ($3,600.00) per annum, payable monthly; to repeal said original section; and to declare an emergency."

IV. Amend the printed bill, page 1, Section 1, line 7—the original bill, page 1, Section 1, line 8—by inserting after the word "**annum**" the words "**payable monthly**".

LEGISLATIVE BILL NO. 425. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 425:

I. Amend the Standing Committee Amendments, mimeographed, page 1, Section 1, line 15 by inserting after the symbol and figures "**$3,600.00**" therein the following:

"**payable monthly**".

II. Amend the Standing Committee Amendments, mimeographed, page 2, Section 1, line 30 by striking the punctuation "**,**" therein after the word "**law**" and before the word "**and**" and insert in lieu thereof the punctuation "**;**".

III. Amend the Standing Committee Amendments, mimeographed, page 2, Section 1, line 35 by striking "adminter" and by inserting in lieu thereof the word "administer".

IV. Amend the Standing Committee Amendments, mimeographed, page 2, Section 1, line 39 by inserting the word "state" after the word "other" therein.

V. Strike the Committee of the Whole Amendment to the bill and restate the same as follows:

"a. Amend the Standing Committee Amendments, mimeographed, page 1, Section 1, line 6, by inserting after the word and punctuation "institutions." the following:

"All meetings of the Board of Control under the provisions of this Act and of laws related thereto shall be open to the public."

VI. Amend the Standing Committee Amendments, mimeographed, page 4, Amendment 2., line 9, by inserting after the word and punctuation "same;" the following:

"to provide that all meetings of the Board of Control under the provisions of this Act shall be open to the public;".

LEGISLATIVE BILL NO. 378. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 378:

Your Committee is advised as per the letters attached hereto of Milton C. Murphy, Legislative Counsel, and of Harry J. Becker, Acting Director of the State Child Welfare Bureau, that the first two paragraphs of the Committee of the Whole amendments to the Standing Committee Amendments, are to some extent void and are entirely unworkable and in some respects unintelligible and meaningless.

Your Committee, therefore, recommends that the Committee of the Whole Amendments to the above bill be amended by striking all of the first two paragraphs thereof.

LEGISLATIVE BILL NO. 499. Correctly engrossed.
LEGISLATIVE BILL NO. 413. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MESSAGE FROM THE GOVERNOR

Director of Unemployment Compensation

May 8th, 1937.

To the President and Members of the Legislature
Gentlemen:

I have the honor to submit for your consideration and approval the name of Robert T. Malone of Lincoln for the position of Director of the Unemployment Compensation Division in the Department of Labor.

Mr. Malone was born in Nebraska and has always lived here. He is forty-five years of age, spent one year at the University of Nebraska, later receiving his A. B. degree at St. Mary's, Kansas. Since leaving college, he has been engaged in the contracting business, first with his father and later with other well known contractors. For the past three years he has been secretary of the Nebraska Section of the Associated General Contractors of America.

In my opinion, his background of training and experience particularly qualifies him for this position.

Respectfully submitted,

(Signed) R. L. COCHRAN
Governor.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 383.

A Bill for an Act relating to school lands and funds and public lands and buildings; to abolish the office of Commissioner of Public Lands and Buildings; to provide for the transfer and reassignment of powers and duties heretofore delegated by statute to the Commissioner of Public Lands and Buildings; to repeal all acts and parts of acts in conflict therewith.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Brodecky
Cady
Diers
Dunn
Frost
Gantz
Hall
Howard
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner

Carlson
Carpenter
Comstock
Dafoe
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Pizer
Regan
Reynolds
Schultz
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Ashmore
Brady
Carsten
Haycock
Nuernberger

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 567. (With emergency clause)

A Bill for an Act to make appropriations for the payment of claims filed against the State of Nebraska in the office of the Auditor of Public Accounts, not heretofore paid, and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain moneys so appropriated shall be paid and expended; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J. Jr.
Ashmore
Brandt
Brodecky
Cady
Carlson
Carpenter
Comstock
Dafoe
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 2:

Strong
Warner

Not voting, 5:

Armstrong
Brady
Carsten
Diers
Haycock

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 279.

A Bill for an Act relating to the blind of employable age; to provide for improving their condition under authority of the State Board of Vocational Education through its Vocational Rehabilitation Division; to appropriate therefor the sum of fifteen thousand dollars for the biennium ending June 30, 1939; to provide that five thousand dollars of the sum so appropriated may be expended for the prevention of blindness and the restoration of eyesight of said blind; and to repeal Sections 83-311, 83-312, 83-313, 83-314, 83-315, 83-316, 83-317, 83-318 and 83-319, Compiled Statutes of Nebraska, 1929.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brandt
Brodecky
Cady
Carlson
Carpenter
Comstock
Dafoe
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Warner
Worthing

Voting in the negative, 1:

Pizer

Not voting, 7:

Armstrong
Brady
Carsten
Diers
Haycock
Von Seggern
Wells

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 280.

A Bill for an Act to amend Section 83-301, Compiled Statutes of Nebraska, 1929, relating to state institutions; to provide that schools for the deaf and blind shall each offer cultural and vocational training to their pupils; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brandt
Brodecky
Cady
Carlson
Carpenter
Comstock
Dafoe
Frost
Gantz
Hall
Howard
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Well
Worthing

Voting in the negative, 0.

Not voting, 7:

Armstrong
Brady
Carsten
Diers
Dunn
Haycock
Johnson, R. W.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—To Re-refer

Mr. President: I move that L. B. No. 442 be re-referred to Select File for the following specific amendment:

Add the emergency clause to the bill and to the title.

R. W. JOHNSON.

The motion prevailed.

LEGISLATIVE BILL NO. 297.

A Bill for an Act to amend Section 32-808, Compiled Statutes of

Nebraska, 1929, relating to elections; to provide for the appointment, duties and compensation of absent and disabled voters' counting boards in counties having a population of one hundred fifty thousand inhabitants or more; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Adams, E. A.
Adams, J., Jr.
Brandt
Brodecky
Cady
Carpenter
Comstock
Dafoe
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 9:

Armstrong
Ashmore
Brady
Carlson
Carsten
Diers
Haycock
Nuernberger
Peterson, J. B.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 225. (With emergency clause)

A Bill for an Act relating to agriculture; relating to the control and eradication of weeds; authorizing the creation of weed eradication districts; providing for the organization, administration and government thereof; providing revenue therefor and the method of assessment and collection of such revenue; creating a state weed advisory committee, and prescribing its duties; requiring cooperation and assistance from the College of Agriculture; designating the Director of the Department of Agriculture and Inspection of the State of Nebraska to make surveys and to assist in the administration of this Act; to authorize districts to borrow money; to require departments and political subdivisions of the state and public corporations and associations and railroad and public utility corporations to control and eradicate noxious weeds from their properties; to provide methods of control and eradication of noxious weeds; to accept grants of federal funds for the purposes of this Act; to establish a Weed Control Fund for state administration of this Act; to provide penalties for violations of this Act; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 34:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Cady
Carpenter
Comstock
Dafoe
Dunn
Gantz
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 4:

Carlson
Diers
Hall
Pizer

Not voting, 5:

Brady
Carsten
Frost
Haycock
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 299.

A Bill for an Act to amend Section 32-903, C. S. Supp., 1933, relating to elections; to provide that in counties having a population of one hundred fifty thousand inhabitants or more election counting boards shall be delivered the ballot box by election receiving boards five hours or seven hours after the opening of the polls as the election commissioner shall direct, for canvassing the votes; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Cady
Carlson
Carpenter
Comstock
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Brady
Carsten
Dafoe
Haycock

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—To Suspend Rule

Mr. President: I move that Section 16 of Rule XII be suspended so as to permit the introduction of the following bill:

A Bill for a Resolution to amend Section 1, Article VIII, Constitution of Nebraska, relating to revenue; to provide for the imposition of a tax of not exceeding four cents on each gallon of vehicle fuels sold, distributed and used in this state from the first Thursday after the first Tuesday in January, 1939; to provide that said tax so imposed shall be expended exclusively for the acquisition, construction, maintenance and repair of streets, alleys and public highways; to provide that seventy-five per cent of the proceeds of said tax shall be credited to the general fund of the state and that twenty-five per cent of the proceeds of said tax shall be allocated, distributed and paid to the several counties to be used therein for purposes as provided by law.

A. L. MILLER.

A record vote was demanded.

Voting in the affirmative, 13:

Armstrong
Dafoe
Dunn
Hall
Knickrehm
Miller
Norton
Peterson, J. B.
Pizer
Schultz
Strong
Tvrdik
Warner

Voting in the negative, 22:

Ashmore
Brandt
Cady
Carlson
Carpenter
Comstock
Diers
Frost
Gantz
Haycock
Howard
Johnson, R. W.
McMahon
Murphy
Peterson, C. H.
Regan
Reynolds
Slepicka
Thomas
Von Seggern
Wells
Worthing

Not voting, 8:

Adams, E. A.
Adams, J., Jr.
Brady
Brodecky
Carsten
Johnson, W. R.
Neubauer
Nuernberger

The motion was lost.

MOTION—To Suspend Rule

Mr. President: I move to suspend during the remainder of the present session Clause g, Section 8, Rule XIII as it relates to the consideration of bills on Select File.

(Signed) J. N. NORTON.

The motion prevailed.

APPROVED BY GOVERNOR

May 7th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 232
Legislative Bill No. 244
Legislative Bill No. 263
Legislative Bill No. 302
Legislative Bill No. 352

Legislative Bill No. 405
Legislative Bill No. 461
Legislative Bill No. 450
Legislative Bill No. 495
Legislative Bill No. 506
Legislative Bill No. 562
Legislative Bill No. 571

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

REPORT ON MEMBERSHIP TO LEGISLATIVE COUNCIL

Mr. President: The following members were elected to serve on the Legislative Council from the Third Congressional District:

Emil M. Von Seggern
L. C. Nuernberger
Frank J. Brady

(Signed) EMIL E. BRODECKY.

SELECT FILE

LEGISLATIVE BILL NO. 96. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 262.

(See Enrollment and Review amendments as found in the Legislative Journal for the Ninety-first Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 431.

(See Enrollment and Review amendments as found in the Legislative Journal for the Ninety-first Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 442.

(See Specific amendment as found in this day's Journal)

Mr. President: I move the specific amendment be adopted.

R. W. JOHNSON.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 262.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 431.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 442.	Referred to Committee on Enrollment and Review for engrossment.

MOTION——To Consider

Mr. President: I move that we consider L. B. No. 376.

TRACY T. FROST.

The motion prevailed.

MOTION—To Adopt Amendments

Mr. President: I move that we adopt the Standing Committee amendments to L. B. No. 376 as found in the Legislative Journal for the Sixty-first Day.

TRACY T. FROST.

The motion prevailed.

MOTION—To Adopt Amendments

Mr. President: I move we adopt the following amendments to L. B. No. 376:

Amend the printed bill as follows:

1. Section 1, strike all of said section commencing with line 3 and insert in lieu thereof the following:

"Sec. 2. Every person shall, while residing in the STATE **State** of Nebraska, be entitled to receive old age assistance, provided he or she be found to have the following qualifications: (a) Has attained the age of 65 years or upwards: (b) Has been a resident of the STATE **State** of Nebraska five years during the nine years immediately preceding the date of application for assistance, and has resided therein continuously for one year immediately preceding said date; or has been at any time a resident of the STATE **State** of Nebraska during twenty-five consecutive years and also has resided in the STATE **State** of Nebraska for one year preceding the date of his application for said assistance; (c) Is not at the time when payment of assistance would otherwise commence an inmate of any **public** PRISON, JAIL, STATE INSANE ASYLUM OR STATE institution FOR THE BLIND, except a hospital for temporary care; (d) Is not receiving OLD AGE OR other assistance, financial or otherwise, at public expense, except temporary medical and surgical care; (e) Has no child or children or other relatives legally liable for his support or maintenance who BY THE PAYMENTS OF CASH OR ITS EQUIVALENT CAN SUPPORT THE APPLICANT **are financially able to support the applicant**; (f) Has not deprived himself or herself directly or indirectly of any property whatsoever for the purpose of qualifying for old age assistance; (g) Has **not sufficient income or other resources to provide a reasonable subsistence compatible with decency and health** DURING THE 12 MONTHS IMMEDIATELY PRECEDING HIS OR HER APPLICATION AN INCOME FROM ALL SOURCES IN MONEY, BOARD AND LODGING EARNED OR FURNISHED, PROPERTY AND OTHERWISE, OF A NET VALUE NOT TO EXCEED $360.00. PROVIDED THE INCOME FROM PROPERTY OWNED BY THE APPLICANT DURING SAID PERIOD SHALL BE COMPUTED AT 5 PER CENT OF THE ACTUAL VALUE OF SAID PROPERTY AT THE DATE OF THE APPLICATION, AND NO DEDUCTION SHALL BE MADE IN SAID COMPUTATION BY REASON OF SAID PROPERTY BEING A HOMESTEAD OR OTHERWISE EXEMPT FROM LEGAL PROCESS; AND PROVIDED FURTHER, THAT CONTRIBUTIONS AND ASSISTANCE FROM PUBLIC OR PRIVATE CHARITIES SHALL NOT BE INCLUDED IN THE COMPUTATION OF THE INCOME OF THE APPLICANT."

2. After Section 1, insert the following:

"Sec. 2. That Section 3, Chapter 28, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 3. An applicant for old age assistance shall file with the Board of the county where he or she resides his or her verified application in writing, in triplicate, upon standard forms prepared, prescribed and furnished by the director of assistance, APPROVED BY THE STATE ASSISTANCE COMMITTEE through the Board, fullly setting forth therein all facts and data required thereby, including, among other things, full information as to all real and personal property and income of the applicant. If the applicant is incapable of executing such application, it may be executed by the **legal** guardian OR NEXT FRIEND of the applicant."

3. Renumber "Sec. 2." as "Sec. 3." and strike all of said section beginning with the word "Upon" in line 3, and insert in lieu thereof the following:

"Upon the filing of any application for old age assistance, the Board, through a committee or through **the county director,** its agents and employees, shall investigate the allegations set forth in said application; the real and personal property owned by and financial condition and income of the applicant; **and** the physical and mental condition of the applicant; and shall hold a hearing thereon if the same be demanded by the applicant or by any taxpayer of the county, and a written record of said investigation or hearing shall be made and filed with the Board. In making such investigation, the Board **or the county director** shall ascertain the prospective average monthly income of the applicant, based upon his or her income for the twelve months immediately preceding the date of his or her application, AS SET FORTH IN SECTION 2 HEREIN AND SHALL SUBTRACT THE AMOUNT OF SUCH PROSPECTIVE AVERAGE MONTHLY INCOME FROM THIRTY DOLLARS AND THE REMAINDER THUS OBTAINED SHALL BE THE AMOUNT IN MONEY WHICH THE APPLICANT SHALL BE PAID AS OLD AGE ASSISTANCE EACH MONTH, IF QUALIFIED FOR SUCH ASSISTANCE: **and the amount of assistance which any person shall receive, shall be determined with due regard to the income and the resources and necessary expenditures of the individual and the conditions existing in each case and in accordance with the rules and regulations made by the state Director of Assistance, and shall be sufficient, when added to all other income and support of the recipient, to provide such person with a reasonable subsistence compatible with decency and health:** Provided, if the funds at the disposal of or which may be obtained by the Board for the payment of old age assistance for the period ending June 30, 1937, **1939,** shall at any time become insufficient to pay the full amount of old age assistance to each person residing in the county entitled thereto, then the amount of the assistance of each shall be reduced pro rata in proportion to such deficiency in the total amount available or to become available for such purpose during said period; and provided further, in no case shall more than THIRTY DOLLARS **Thirty Dollars ($30.00)** per month be paid to any person as old age assistance, and in no case shall LESS THAN FIVE DOLLARS PER MONTH

assistance be paid to any person AS OLD AGE ASSISTANCE who **has liquid assets with a net market value in excess of Three Hundred Dollars ($300.00), if such liquid assets are not a home occupied by the applicant.**

"Sec. 4. That Section 5, Chapter 28, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 5. After making full investigation AND COMPUTING THE AMOUNT OF ASSISTANCE, AS DIRECTED IN THE PRECEDING SECTION HEREOF, the Board **or the county director, if authorized by the Board,** shall make a written finding IN TRIPLICATE, SIGNED BY THE CHAIRMAN FOR THE BOARD, to the effect that the application be allowed or rejected, as the case may be, **and, in case the application is allowed, the amount of assistance to be granted, computed as directed in the preceding section.** IF THE APPLICATION BE ALLOWED BY THE BOARD, IT SHALL SET FORTH IN SAID FINDING THE AMOUNT OF MONTHLY ASSISTANCE WHICH WILL BE RECEIVED BY THE APPLICANT, UNLESS THE FINDING BE APPEALED TO THE STATE ASSISTANCE COMMITTEE. A copy of the finding of the Board shall be sent by REGISTERED mail, RETURN RECEIPT REQUESTED, or delivered personally to the applicant forthwith. A copy of the finding of the Board, together with a copy of the application, shall be mailed or delivered to the Director of Assistance, his agent or employee forthwith. The Director of Assistance may make such additional investigation as he deems necessary. If no appeal from the finding of the Board be taken within ten days from the receipt by the applicant of the said copy thereof and if the Director is fully satisfied with such finding he shall approve the finding of the Board and notify the Board of such approval. If the finding of the Board, or of the STATE **state Director of** Assistance COMMITTEE on appeal, before the payment of old age assistance to the applicant, the Director of Assistance shall issue in triplicate an Old Age Assistance Certificate, which shall state the date of issuance, **date of commencement of payments,** the name, age, and residence of the applicant, and amount of the monthly payment which he or she shall receive. One copy shall be retained by the Director of Assistance, one copy shall be filed BY HIM with the COUNTY CLERK **Board** of the county wherein the applicant resides, and the third copy shall be delivered to the applicant.

"Sec. 5. That Section 6, Chapter 28, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 6. The old age assistance shall commence on the **first day of the month following the date of the approval of the application by**

the state Director of Assistance DATE NAMED IN THE APPLICANT'S CERTIFICATE and shall be paid in monthly payments by county warrants drawn on the county treasurer and on the GENERAL **proper** fund of the county. **Payment shall be made between the twentieth and thirtieth days of that month, and shall be made on the same day of every month thereafter while the certificate is in effect."**

"Sec. 6. That Section 12, Chapter 28, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 12. On the death of a person receiving or who has received assistance under this Act, or of the survivor of a married couple, both of whom were so assisted, the total amount paid as assistance MAY **shall** be allowed as a claim in favor of the county against the estate of such decedent. One-half of the **net** proceeds of such claim shall be paid into the COUNTY GENERAL FUND **proper fund of the county** to be used for old age assistance payments and the remaining one-half **or so much thereof as may be necessary** SHALL **may** be paid to the proper agency of the United States. No such claim shall be enforced against any real estate of the recipient, or the real estate of a person who has been a recipient, while it is occupied by the recipient's surviving spouse, or by any child of such recipient or any child of such surviving spouse, who shall have been dependent upon such recipient or surviving spouse for more than one year prior to his or her death. Any claim provided for in this section MAY **shall** be presented to the proper court by the **committee.** COUNTY TREASURER, IF SO DIRECTED BY THE BOARD. **No homestead exemption shall be claimed or allowed against such a claim; and a homestead may be sold as any other real estate for the satisfaction of such claims."**

4. Section 3, page 3, renumber said section as "7". Line 1, strike "and" and insert ",3," in lieu thereof. Insert "5 and 6" before "Chapter". Line 2, insert at the end of said section, "Section 10, Chapter 28, Session Laws of Nebraska, 1935, Special, is hereby repealed."

5. Renumber Section 4 as "Sec. 8."

6. Amend the title as follows: Line 2, strike "and 4" and insert ", 3, 4, 5, 6 and 12" in lieu thereof. Line 3, insert ";" after "security". Line 7, insert before "and", "to repeal Section 10, Chapter 28, Session Laws of Nebraska, 1935, Special;".

TRACY T. FROST.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 20 ayes, 15 nays, 8 not voting.

MOTION—To Amend

Mr. President: I move to amend Sec. 1, line 9 of L. B. No. 376 after the word "date" by adding before the semicolon the following: "and has resided in the county for one year immediately preceding said date".

CHARLES F. TVRDIK.

The motion was lost.

MOTION—To Refer

Mr. President: I move that L. B. No. 376 be referred to the Committee on Enrollment and Review for review with amendments.

JOHN ADAMS, Jr.

The motion prevailed with 18 ayes, 12 nays, 13 not voting.

MOTION—To Fix Date for Vote

Mr. President: I move that Monday May 10th be set as the time for the Legislature to vote on the confirmation of Robert Malone as Director of the Unemployment Compensation Division in the Department of Labor.

(Signed) R. C. REGAN.

The motion prevailed.

MOTION—To Suspend Rules

Mr. President: I move that the rules be suspended and that Legislative bills numbered 572, 573, 574, 575 and 576 be placed at the head of General File.

(Signed) R. C. REGAN.

A call of the Legislature was ordered.

The call was raised.

The motion was lost with 23 ayes, 11 nays, 9 not voting.

MOTION—To Send Flowers

Mr. President: I move that flowers be sent to Mrs. Brady who has undergone an operation at the General Hospital.

(Signed) EMIL E. BRODECKY.

The motion prevailed.

MOTION—To Recess

At 12:15 P. M. on motion of Mr. Gantz the Legislature recessed until 2:00 P. M.

AFTER RECESS

The Legislature reconvened at 2:00 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Regan, and except Mr. Brady, Mr. Brodecky, Mr. Worthing and Mr. Carsten who were excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 277. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 277:

I. Amend the specific amendments, page 1, Amendment 3, lines 8 and 11, by striking the word "Second" therein and by inserting in lieu thereof the word "second" wherever the same appears therein.

II. Amend the specific amendments, page 1, Amendment 3, line 23 by inserting after the second "(6)" therein the following:
", Legislative Bill No. 199, Fifty-second Session, Nebraska State Legislature,".

III. Amend the specific amendments, page 2, Amendment 4, line 6 by striking the word "Second" therein and by inserting in lieu thereof the word "second"; and in line 7 of said Amendment 4 strike "Section 2 (h) (6) (6)" therein and insert in lieu thereof the word "section".

LEGISLATIVE BILL NO. 380. Placed on Select File.
LEGISLATIVE BILL NO. 374. Placed on Select File.
LEGISLATIVE BILL NO. 578. Placed on Select File.

LEGISLATIVE BILL NO. 579. Placed on Select File.
LEGISLATIVE BILL NO. 112. Placed on Select File.
LEGISLATIVE BILL NO. 526. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 526:

I. Amend the Standing Committee Amendments, page 8, Amendment 1, Section 8, line 2 by striking the punctuation "," after the figures and symbol "81-5103" therein and insert in lieu thereof the conjunction "and"; and in said line 2 of said Section 8 strike "and 81-5105".

II. Amend the Standing Committee Amendments, page 8, Amendment 2, line 5 by striking the punctuation "," after the figures and symbol "81-5103" therein and insert in lieu thereof the conjunction "and" and in line 6 of said amendment strike "and 81-5105".

LEGISLATIVE BILL NO. 258. Correctly engrossed.
LEGISLATIVE BILL NO. 204. Correctly engrossed.
LEGISLATIVE BILL NO. 555. Correctly engrossed.
LEGISLATIVE BILL NO. 569. Correctly re-engrossed.
LEGISLATIVE BILL NO. 442. Correctly re-engrossed.
LEGISLATIVE BILL NO. 147. Correctly enrolled.
LEGISLATIVE BILL NO. 319. Correctly enrolled.
LEGISLATIVE BILL NO. 394. Correctly enrolled.
LEGISLATIVE BILL NO. 564. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 147.
LEGISLATIVE BILL NO. 319.
LEGISLATIVE BILL NO. 394.
LEGISLATIVE BILL NO. 564.

MOTION—To Suspend Rule

Mr. President: I move that Section 16 of Rule XII be suspended so as to permit the introduction of the following bill:

A Bill for an Act relating to revenue; to amend Section 1, Legislative Bill No. 143, Fifty-second Session, Nebraska State Legislature;

to authorize county boards and the governing bodies of municipalities to levy during the years 1937 and 1938, a tax of not to exceed one mill upon the taxable property within their corporate limits for the relief of unemployed and indigent persons under certain conditions; to repeal said original section; and to declare an emergency.

JOHN ADAMS, Jr.

The motion was lost with 16 ayes, 15 nays, 12 not voting.

SELECT FILE

LEGISLATIVE BILL NO. 277.

(See Enrollment and Review amendments as found in this day's Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 380.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 374.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 374:

CHARLES F. TVRDIK.

The motion prevailed unanimously.

Motion—to Adopt Specific Amendments

Mr. President: I move that the following specific amendments to L. B. No. 374 be adopted:

1. Amend the printed bill by striking all of Section 2 thereon and by inserting in lieu thereof the following:

"Sec. 2. That Section 77-2302, C. S. Supp., 1933, be amended to read as follows:

77-2302. The estate tax imposed by this Act shall become due and payable to the State Treasurer of Nebraska within ONE YEAR **fifteen months** from the date of the death of the decedent, and THE **a** limitation of time in which a tax return for the purpose of this tax shall be open to inspection and examination shall be three years from the date of filing same. Executors, administrators, trustees, grantees, donees, beneficiaries and surviving joint owners shall be and remain liable for the tax until it is paid. If the tax **indicated by the return of the taxpayer** is not paid when due, interest at the rate of eight per cent per annum shall be charged and collected from the date the same became payable. This tax shall be a lien on the property subject thereto until paid. **Interest on any deficiency shall become due and payable at the rate of eight per cent per annum from and after twenty days after the determination of such deficiency tax until paid.**

Sec. 3. That said original Section 77-2306, Compiled Statutes of Nebraska, 1929, is hereby repealed; and that said original Section 77-2302, C. S. Supp., 1933, is hereby repealed."

2. Renumber Section 3 as Section 4 to comply with the foregoing amendments.

3. Amend the printed bill, title, page 1, line 3, by striking the punctuation "," after the figures "1929" therein and by inserting in lieu thereof the following:

"; to amend Section 77-2302, C. S. Supp., 1933,".

4. Amend the printed bill, page 1, title, line 6 by striking all of said title after the word and punctuation "Fund;" and by inserting in lieu thereof the following:

"to provide that interest at the rate of eight per cent per annum on estate tax as indicated by the return of the taxpayer upon transfers from resident decedents to others shall be charged for and collected from due date until paid; to provide that interest on any deficiency in said tax shall become due and payable at the same rate of interest from and after twenty days subsequent to the determination of said tax deficiency until paid; to repeal said original sections; and to declare an emergency."

5. Add the name of Charles F. Tvrdik as a co-introducer.

(Signed) CHARLES F. TVRDIK.

The motion prevailed.

LEGISLATIVE BILL NO. 578.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 579.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 112.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 526.

(See Enrollment and Review amendments as found in this day's Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 277. Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 380.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 374.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 578.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 579.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 112.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 526.	Laid over.

MOTION—To Consider

Mr. President: I move that we consider L. B. No. 377.

TRACY T. FROST.

The motion prevailed.

MOTION—To Adopt Amendments

Mr. President: I move the following amendments to L. B. No. 377 be adopted:

Amend the printed bill as follows:

1. Renumber "Section 1." as "Sec. 3." and insert before said section the following:

"Section 1. That Section 2, Chapter 21, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 2. Every person shall, while residing in the STATE state of Nebraska, be entitled to receive blind assistance PROVIDED HE OR SHE BE FOUND TO HAVE THE FOLLOWING QUALIFICATIONS; (A) BLIND AS DEFINED BY LAW; **who: (a) Has no vision or whose vision, with correcting glasses is so defective as to prevent the performance of ordinary activities for which eyesight is essential;** (b) Is not because of his physical and mental condition in need of continuing institutional care; (c) Has attained the age of 16 years or upwards; (d) Has been a resident of the State of Nebraska five years during the nine years immediately preceding the date of application for assistance, and has resided therein continuously for one year immediately preceding said date; (e) Is not at the time when payments of the assistance would otherwise commence an inmate of any **public** PRISON, JAIL, STATE HOSPITAL FOR INSANE OR STATE institution FOR THE BLIND, EXCEPT A HOSPITAL FOR TEMPORARY CARE; (f) Is not **at the same time** receiving OLD AGE OR other assistance financial or otherwise, at public expense, except temporary medical and surgical care; (g) Has no child or children or other relatives legally responsible for his support and maintenance, who **are financially able to** BY THE PAYMENT OF EACH CAN support the applicant; (h) Has not deprived himself or herself directly or indirectly of any property whatsoever for the purpose of qualifying for blind assistance; (i) HAD DURING THE 12 MONTHS IMMEDIATELY PRECEDING HIS OR HER APPLICATION AN INCOME FROM ALL SOURCES IN MONEY, BOARD AND LODGING EARNED OR FURNISHED, PROPERTY AND OTHERWISE, OF A NET VALUE NOT TO EXCEED $360.00: PROVIDED, THAT THE INCOME FROM PROPERTY OWNED BY THE APPLICANT DURING SAID PERIOD SHALL BE COMPUTED AT 5 PER CENT OF THE ACTUAL NET VALUE OF SAID PROPERTY AT THE DATE OF THE APPLICATION, AND NO DEDUCTION SHALL BE MADE IN SAID COMPUTATION BY REASON OF SAID PROPERTY BEING A HOMESTEAD OR OTHERWISE EXEMPT FROM LEGAL PROCESS; PROVIDED FURTHER, THAT CONTRIBUTIONS AND ASSISTANCE FROM PUBLIC OR PRIVATE CHARITIES SHALL NOT BE INCLUDED IN THE COMPUTATION OF THE INCOME OF THE APPLICANT. **Has not sufficient income or other resources to provide a reasonable subsistance, compatible with decency and health.**

"Sec. 2. That Section 3, Chapter 21, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 3. An applicant for blind assistance shall file with the board of the county where he or she resides his or her verified application in writing, in triplicate, upon standard forms, prepared, prescribed and furnished by the Director of Assistance APPROVED BY THE STATE ASSISTANCE COMMITTEE through the local board, fully setting forth therein all facts and data required thereby including, among other things, full information as to all real and personal property and income of the applicant. If the applicant is incapable of executing such application it may be executed by the **legal** guardian OR NEXT FRIEND of the applicant."

2. Strike all of Section 1 commencing with "Upon" in line 3, and insert in lieu thereof the following:

"Upon the filing of any application for blind assistance, the Board, through a committee or through **the county director,** its agents and employees, shall investigate the allegations set forth in said application; the real and personal property owned by and financial condition and income of the applicant; the physical and mental condition of the applicant,. **No application shall be approved until the applicant has been examined by an ophthalmologist designated or approved by the Board to make such examinations and found by such ophthalmologist to be blind as defined in this Act. Such ophthalmologist must be a physician duly licensed to practice medicine in this state and must be skilled in and engaged in treating diseases of the eye. The Board shall pay the cost of such examination and of any reexamination which may be made to determine continuing eligibility for assistance as a part of the expense of administration of this Act.** AND **The Board** shall hold a hearing thereon if the same be demanded by the applicant or by any taxpayer of the county, and a written record of said investigation or hearing shall be made and filed with the Board. In making such investigation, the Board **or the county director** shall ascertain the prospective average monthly income of the applicant, based upon his or her income for the twelve months immediately preceding the date of his or her application, AS SET FORTH IN SECTION 2 HEREIN, AND SHALL SUBTRACT THE AMOUNT OF SUCH PROSPECTIVE AVERAGE MONTHLY INCOME FROM THIRTY DOLLARS AND THE REMAINDER THUS OBTAINED SHALL BE THE AMOUNT IN MONEY WHICH THE APPLICANT SHALL BE PAID AS BLIND ASSISTANCE EACH MONTH, IF QUALIFIED FOR SUCH ASSISTANCE,. **The amount of assistance which any person shall receive, shall be determined by the Board or by the county director, if authorized by the Board, with due regard to the income and the resources and necessary expenditures of the individual and the conditions existing in each case and in accordance with the rules and regulations made by the state Director of Assistance, and shall be sufficient, when added to all other income and support of the recipient, to provide such person with a reasonable subsistance compatible with decency and health:** Provided, however, if the funds at the disposal of or which may be obtained by the Board for the payment of blind assistance for the period ending June 30, 1937, **1939,** shall at any time become insufficient to pay the full amount of blind assistance to each person residing in the county entitled thereto, then the amount of the assistance of each shall be reduced pro rata in proportion to such deficiency in the total amount available or to become available for such purpose during said period: Provided, further that in no case shall more than THIRTY DOLLARS **Thirty Dollars** ($30.00) per month be paid to any person, as blind assistance, and in no case shall **blind assistance** LESS THAN FIFTEEN DOLLARS ($15.00) PER MONTH TO be paid to any person **who has liquid assets with a net market value in excess of Three Hundred Dollars ($300.00)**, AS BLIND ASSISTANCE. **if such net assets are not a home occupied by the applicant.**

"Sec. 4. That Section 5, Chapter 21, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 5. After making full investigation and computing the amount of assistance as directed in the preceding section hereof, the Board **or the county director, if so authorized,** shall make a written finding in triplicate, signed by the chairman of the Board **or by the county director,** to the effect that the application be allowed or rejected, as the case may be, **and, in case the application is allowed, shall find the amount of assistance to be granted, computed as directed in the preceding section.** IF THE APPLICATION BE ALLOWED BY THE BOARD, IT SHALL SET FORTH IN SAID FINDING THE AMOUNT OF MONTHLY ASSISTANCE WHICH WILL BE RECEIVED BY THE APPLICANT, UNLESS THE FINDING BE APPEALED TO THE STATE ASSISTANCE COMMITTEE. A copy of the finding OF THE BOARD shall be sent by REGISTERED mail, RETURN RECEIPT REQUESTED, or delivered personally to the applicant forthwith. The Director of Assistance may make such additional investigation as he deems necessary. A copy of the finding of the Board together with a copy of the application, shall be mailed or delivered to the Director of Assistance, his agent or employee forthwith. If no appeal from the finding of the Board be taken within ten days from the receipt by the applicant of the said copy thereof, and the Director is fully satisfied with such finding he shall approve the finding of the Board and notify the Board of such approval. If the finding of the Board or of the STATE **state Director of** Assistance COMMITTEE on appeal, be for the payment of blind assistance to the applicant, the Director of Assistance shall issue in triplicate a Blind Assistance Certificate, which shall state the date of issuance, **date of commencement of payments,** the name, age and residence of the applicant, and amount of the monthly payment which he shall receive. One copy shall be retained by the Director of Assistance, one copy shall be filed by him with the county CLERK **Board** of the county wherein the applicant resides, and the third copy shall be delivered to the applicant.

"Sec. 5. That Section 6, Chapter 21, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

"Sec. 6. The blind assistance shall commence on the **first day of the month following the date of the approval of the application by the state Director of Assistance** DATE NAMED IN THE APPLICANT'S CERTIFICATE and shall be paid in monthly payments by county warrants drawn on the county treasurer and on the GENERAL **proper** fund of the county. **Payment shall be made between the twentieth and thirtieth days of that month, and shall be made on the same day of every month thereafter while the certificate is in effect."**

"Sec. 6. That Section 12, Chapter 21, Session Laws of Nebraska, 1935, Special, be amended to read as follows:

Sec. 12. On the death of a person receiving or who has received **blind** assistance under this Act, or of the survivor of a married couple, both of whom were so assisted, the total amount paid as assistance MAY **shall** be allowed as a claim in favor of the county against the estate of such decedent. The proceeds of such claims shall be paid into the **proper fund of the county** GENERAL FUND to be used for blind assistance payments. No such claim shall be enforced against any real estate of the recipient, or the real estate of a person who has been a recipient, while it is occupied by the recipient's surviving spouse, or by any child of such recipient or any child of such surviving spouse, who shall have been dependent upon such recipient or surviving spouse for more than one year prior to his or her death. Any claim provided for in this section MAY **shall** be presented to the proper court by the county **committee.** TREASURER IF SO DIRECTED BY THE BOARD. **No homestead exemption shall be claimed or allowed against such a claim; and a homestead may be sold as any other real estate for the satisfaction of such claims."**

3. Renumber Section 2 and 3 as "7" and "8", respectively, and in line 1 of Section 2, add letter "s" to "Section", and strike "4" and insert in lieu thereof, "2, 3, 4, 5, 6 and 12". Line 2, strike "is" and insert "are" in lieu thereof. At the end of Section 2, insert "That Sections 10, 13, 14 and 16, Chapter 21, Session Laws of Nebraska, 1935, Special, are hereby repealed.

4. Amend the title as follows: Line 2, strike "Section 4" and insert "Sections 2, 3, 4, 5, 6 and 12" in lieu thereof. Line 3, strike the clause commencing with "to" down to "to" in line 5. Line 5, add letter "s" to "section". Insert "to repeal Sections 10, 13, 14 and 16, Chapter 21, Session Laws of Nebraska, 1935, Special;" before "and" in line 5.

TRACY T. FROST.

The motion was lost with 10 ayes, 11 nays, 22 not voting.

MOTION—To Refer

Mr. President: I move that L. B. No. 377 be referred to Committee on Enrollment and Review for review.

EDWIN SCHULTZ.

The motion prevailed.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 379 be indefinitely postponed.

JOHN ADAMS, Jr.

The motion prevailed.

MOTION—To Reconsider

Mr. President: I move to reconsider the vote whereby L. B. No. 376 was referred to the Committee on Enrollment and Review for review.

(Signed) CHARLES A. DAFOE.

The motion prevailed with 26 ayes, 3 nays, 14 not voting.

MOTION—To Reconsider

Mr. President: I move to reconsider our action in adopting the amendments to L. B. No. 376, as found in this day's Journal.

CHARLES A. DAFOE.

The motion prevailed unanimously.

MOTION—To Reject Amendments

Mr. President: I move to reject the amendments to L. B. No. 376 as found in this day's Journal.

CHARLES A. DAFOE.

The motion prevailed with 17 ayes, 4 nays, 22 not voting.

MOTION—To Refer

Mr. President: I move that L. B. No. 376 be referred to the Committee on Enrollment and Review for review.

CHARLES A. DAFOE.

The motion prevailed.

REPORT ON MEMBERSHIP TO LEGISLATIVE COUNCIL

Mr. President: The Legislators from the Second Congressional District have met and elected

Amos Thomas
Charles Tvrdik
Ernest A. Adams

to represent said Second District on the Legislative Council, and recommend that their nominations be confirmed by the Legislature.

(Signed) P. L. CADY, Chairman.

REPORT ON MEMBERSHIP TO LEGISLATIVE COUNCIL

Mr. President: The following members were elected to serve on the Legislative Council from the Fifth Congressional District:

A. L. Miller
L. B. Murphy
W. F. Haycock

HARRY A. PIZER, Chairman.

MOTION—To Withdraw from Legislative Council

Mr. President: I ask unanimous consent to withdraw my name from the list of members elected from the Fifth Congressional District and to offer the name of Harry E. Gantz.

W. F. HAYCOCK.

The motion prevailed unanimously.

MOTION—To Adjourn

At 3:40 P. M. on motion of Mr. Norton the Legislature adjourned until Monday at 10:00 A. M.

HUGO F. SRB,
Clerk of the Legislature.

NINETY-THIRD DAY

Legislative Chamber,

Lincoln, Nebraska, May 10, 1937.

The Legislature met pursuant to adjournment at 10:00 A. M., President Jurgensen presiding.

Reverend Paul C. Johnston of Lincoln led the Legislature in prayer.

The roll was called and all members were present except Mr. Carlson who was excused.

The Journal for the Ninety-second day was approved.

COMMUNICATIONS

A communication was read from the Nebraska Workers Alliance asking that the Legislature appropriate an additional $2,000,000.00 for relief.

The matter was referred to the Committee on Labor and Public Welfare.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 498.	Correctly engrossed.
LEGISLATIVE BILL NO. 268.	Correctly engrossed.
LEGISLATIVE BILL NO. 269.	Correctly engrossed.
LEGISLATIVE BILL NO. 481.	Correctly engrossed.
LEGISLATIVE BILL NO. 456.	Correctly engrossed.
LEGISLATIVE BILL NO. 383.	Correctly enrolled.

LEGISLATIVE BILL NO. 280. Correctly enrolled.
LEGISLATIVE BILL NO. 299. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed

LEGISLATIVE BILL NO. 383.
LEGISLATIVE BILL NO. 280.
LEGISLATIVE BILL NO. 299.

PRESENTED TO GOVERNOR

May 10, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 8:35 A. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 144.
LEGISLATIVE BILL NO. 565.
LEGISLATIVE BILL NO. 147.
LEGISLATIVE BILL NO. 319.
LEGISLATIVE BILL NO. 394.
LEGISLATIVE BILL NO. 564.

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

May 8th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 388

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

RESOLUTION

Directing the Custodian of the State Capitol Building to Oust E. H. Luikart, Judicial Receiver of Insolvent State Banks from the State Capitol Building.

Introduced by: Mr. Carpenter, Mr. Wells, Carl H. Peterson, Mr. Schultz, Mr. Brodecky, Mr. Knickrehm, Mr. Miller, Mr. Murphy, Mr. Von Seggern, Mr. Howard, Mr. Brandt, Mr. Cady, Mr. Neubauer, Mr. Slepicka, Mr. Frost, Mr. Carlson, Mr. Brady, Mr. Carsten.

PREAMBLE

WHEREAS, the present facilities of the State capitol building are inadequate and insufficient to house and quarter strictly governmental functions of the state of Nebraska, and

WHEREAS, at this Fifty-second Session of the Nebraska State Legislature, new laws have been passed which will require more floor space and vault space in the state capitol building for administering state assistance laws and other strictly governmental activities, and

WHEREAS, the Fifty-first Session of the Nebraska State Legislature, by the adoption of a resolution, contained in Chapter 2, Session Laws of Nebraska, 1935, Special, on November 26, 1935, concurred in and endorsed the efforts of the Governor and the Director of Banking for the Department of Banking in their endeavors to transfer all bank receiverships then under judicial control to the present Director of the Department of Banking, and

WHEREAS, said E. H. Luikart, Judicial Receiver, now occupies space in the state capitol building urgently needed for state activities and has appropriated to himself and to his staff free office rent, free office quarters, light, heat and other facilities to prosecute his private enterprise of winding up bank receiverships as an officer of the several courts and not in a state administrative capacity and apparently will continue to do so unless some positive action is taken in the matter,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That the custodian of the state capitol building, clothed with authority granted him under Section 72-707, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Legislative Bill No. 392, Legislature of Nebraska, Fifty-second Session, 1937, be directed and ordered forthwith to take such steps, use such force as may be reason-

ably necessary to oust said E. H. Luikart, judicial receiver of insolvent banks and his staff from any and all office rooms and vault space in the state capitol building on or before June 30, 1937, all in the interest of more economical and efficient administration of the government of the state of Nebraska.

2. That copies of this Resolution, properly authenticated and suitably engrossed, be by the clerk of this Legislature delivered to said E. H. Luikart, judicial receiver, and to Leo N. Swanson, present custodian of the Nebraska state capitol building, forthwith upon said Resolution being adopted and spread at large upon the Legislative Journal, so that said parties may have knowledge of the action taken by this Legislature in the premises.

3. That the Attorney General is hereby directed to represent said custodian in such legal action, if any be required, to remove said judicial receiver from the state capitol building premises in accordance with the tenor of this Resolution.

MOTION—To Suspend Rule and Consider

Mr. President: I move that paragraph 2 of Rule XV be suspended and that the Luikart resolution be considered at this time.

EARL W. CARPENTER.

The motion prevailed with 32 ayes, no nays, 11 not voting.

MOTION—To Adopt Resolution

Mr. President: I move the Luikart resolution be adopted.

EARL W. CARPENTER.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 25 ayes, no nays, 18 not voting.

MESSAGE FROM THE GOVERNOR

May 10th, 1937.

To the President and Members of the Legislature:
Gentlemen:

This is to respectfully request that the attached bill for an act for the relief of the John R. Condon Company of Omaha be introduced.

The Department of Roads and Irrigation has advised me that there is the sum of $1847.69 due the John R. Condon Company without any authority of law to make payment for same. This condition came about in the building of a county road as a federal feeder project west of Stella, Nebraska. After the plans were completed and the contract let, a considerable change in plans in a channel change involving additional yardage was found to be essential. This resulted in an incerased haul of earth for the channel change which was originally intended to be obtained from side borrow. The change in plans was satisfactory to the federal government. However, they refused to participate in the increased cost.

Inasmuch as this project is not on the state or federal highway system, the Department of Roads and Irrigation does not have legal authority to make payment of this claim. There are but two ways open: first, payment by the county; and the other, payment authorized by the legislature. It is believed that the most equitable manner in which to settle this is by authorization of the legislature.

I respectfully recommend introduction and passage of this bill.

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

BILLS ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL NO. 581. By Regan, Dunn.

A Bill for an Act for the relief of The John R. Condon Company of Omaha, Nebraska; To appropriate One Thousand Eight Hundred Forty Seven Dollars and Sixty Nine Cents ($1847.69) therefor out of the Gasoline Tax Fund of the State of Nebraska; and to declare an emergency.

MOTION—To Reconsider and Re-refer

Mr. President: I move that we reconsider our action on L. B. No. 567 and that the same be re-referred to Third Reading File in order that L. B. No. 581 requested by the Governor be included therein.

(Signed) R. M. HOWARD.

The motion prevailed with 34 ayes, 1 nay, 8 not voting.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 212.

A Bill for an Act to amend Sections 79-411, 79-603, 79-808, 79-2508, 79-2608 and 79-2710, Compiled Statutes of Nebraska, 1929; to amend Section 79-1003, C. S. Supp., 1933, relating to schools; to provide that a teacher's contract shall be deemed renewed until a majority of the members of the school board vote on or before April first to terminate the contract at the close of the contract period or until superseded by a new contract; to provide that a teacher must file notice of acceptance of such a contract within fifteen days; to provide that school boards shall annually ballot on determination of teachers' contracts; and to repeal said original sections.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 4:

Ashmore
Carpenter
Neubauer
Wells

Not voting, 1:

Carlson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 60.

Introduced by J. N. Norton of Polk and John D. Reynolds of Knox.

A BILL FOR AMENDMENTS to the Constitution of the State of Nebraska relating to the executive officers thereof, relating to administrative boards thereunder and authorizing the recall of elective executive state officers.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF NEBRASKA:

Section 1. That at the general election in November, 1938, there shall be submitted to the electors of the State of Nebraska for approval or rejection upon a ballot separate from that upon which the names of candidates appear the following amendments to the Constitution which are hereby proposed by the Legislature:

AMENDMENT A

Section 1. That Section 1, Article IV, Constitution of Nebraska, be amended to read as follows:

Section 1. The executive officers of the state shall be the Governor, Lieutenant Governor, Secretary of the State, Auditor of Public Accounts, Treasurer, Attorney General, Superintendent of Public Instruction and the heads of such other executive departments as may be established by law. The Legislature may provide for the placing of the above named officers as heads over such departments of government as it may by law create. The Governor, Lieutenant Governor and Auditor of Public Accounts shall be chosen at the general election held in November, 1940 for a term of two years, and in November, 1942, and every four years thereafter, and, commencing in 1943, their term of office shall be four years and until their successors shall be elected and qualified. The Superintendent of Public Instruction shall be elected in November, 1942, and every four years thereafter, and his term of office shall be four years and until his successor shall be elected and qualified. The records, books and papers of all executive officers shall be kept at the seat of government, and such officers, excepting the Lieutenant Governor, shall reside there during their respective terms of office. Officers in the executive department of the state shall perform such duties as may be provided by law. On or after the first Thursday after the first Tuesday in January and before the first day of February, 1941, for a term of two years from the first Thursday after the first Tuesday in January, 1941, and on or after the first Thursday after the first Tuesday in January and before the first day of February in the year 1943 and every four years thereafter for a term of four years from the first Thursday after the first Tuesday in January, and until their successors shall be appointed and qualified, the Governor, with the consent of three-fifths of all the members elected to the Legislature shall appoint a Tax Commissioner, an Attorney General, a Secretary of State and a state Treasurer. Said officers so appointed may be removed by the Governor during their terms for causes provided by this Constitution. The respective compensations of said officers so appointed shall be as provided by law. The heads of all offices established by this Constitution, or which may be established by law, other than those to be elected or appointed as provided above herein, and whose appointment or election is not otherwise by law or herein provided for, shall be appointed by the Governor, with the consent of three-fifths of all the members elected to the Legislature, but officers so appointed may be removed for cause by the Governor. No such officer shall be appointed or elected by the Legislature. Subject to the provisions of this Constitution, the heads of the various executive or civil departments shall have power to appoint and remove all subordinate employees in their respective departments. The Legislature may, by law, assign to the Auditor of Public Accounts the supervision of the accounts of the several governmental subdivisions of the state. The Attorney General, Secretary of State and the state Treasurer, chosen at the general election in November, 1938, shall each hold over his respective term until his successor shall be appointed and qualified. No person shall be nominated at the primary election in 1940 or elected at the general election in November, 1940 to the offices of Attorney General, Secretary of State or state Treasurer, and from and after the time their successors shall be appointed and qualified in 1941, each of said offices as an elective constitutional executive state office is hereby abolished completely and shall be an appointive constitutional executive state office.

Sec. 2. That Section 2, Article IV, Constitution of Nebraska, be amended to read as follows:

Sec. 2. No person shall be eligible to the office of Governor, Lieutenant Governor or Auditor of Public Accounts who shall not have attained the age of thirty years, and who shall not have been for five years next preceding his election a resident and a citizen of this state and a citizen of the United States. None of the officers mentioned in this article shall be eligible to any other state office during the period for which they have been elected or appointed.

Sec. 3. That Section 3, Article IV, Constitution of Nebraska, be amended to read as follows:

Sec. 3. The Governor, Lieutenant Governor and Auditor of Public Accounts shall be ineligible to their offices, respectively, for four years next after the expiration of any four year term for which they were elected.

Sec. 4. That Section 21, Article IV, Constitution of Nebraska, be amended to read as follows:

Sec. 21. If the office of auditor of public accounts, or superintendent of public instruction, shall be vacated by death, resignation or otherwise, it shall be the duty of the Governor to fill the same by appointment, and the appointee shall hold his office until his successor shall be elected and qualified in such manner as may be provided by law.

Sec. 5. That Section 28, Article IV, Constitution of Nebraska, be amended to read as follows:

Sec. 28. The Tax Commissioner shall have jurisdiction over the administration of the revenue laws of the state, and together with the Governor, Secretary of State, State Auditor and State Treasurer shall have power to review and equalize assessments of property for taxation within the state.

Sec. 6. That Section 3, Article XVII, Constitution of Nebraska, be amended to read as follows:

Sec. 3. Until otherwise provided by law the following salaries shall be paid: Chief Justice, Judges of the Supreme Court and Governor, each $7,500 per annum; Judges of the District Court, and the Secretary of State, Auditor of Public Accounts, Treasurer and Attorney General, while elective officers, Superintendent of Public Instruction and members of the State Railway Commission, each $5,000 per annum. The Lieutenant Governor shall receive twice the compensation of a member of the Legislature.

Sec. 7. That Section 10, Article IV, Constitution of Nebraska, is hereby repealed.

Sec. 8. That an additional section be inserted in Article XVII, Constitution of Nebraska, as follows:

Sec. 10. This amendment (1938) shall be self-executing and legislation authorized hereby shall be supplemental hereto; and this amendment, except as otherwise herein specifically provided, shall be in full force and take effect on the first Thursday after the first Tuesday in January, 1939.

AMENDMENT B

Section 1. That Section 1, Article VII, Constitution of Nebraska, be amended to read as follows:

Section 1. The Governor, Secretary of State, Treasurer, Attorney General, and Superintendent of Public Instruction shall, under the direction of the Legislature, constitute a board of commissioners, for the sale, leasing, and general management of all lands and funds set apart for educational purposes, and for the investment of school funds, in such manner as may be prescribed by law.

Sec. 2. That an additional section be inserted in Article XVII, Constitution of Nebraska, as follows:

Sec. 11. This amendment (1938) shall be self-executing, and after it becomes effective, all statutes and laws and provisions of this Constitution referring to the present Board of Educational Lands and Funds shall mean and include, while in effect, said board of commissioners, the Board of Educational Lands and Funds, as constituted hereby; and this amendment shall be in full force and take effect on the first Thursday after the first Tuesday in January, 1939.

AMENDMENT C

Section 1. That Section 13, Article IV, Constitution of Nebraska, be amended to read as follows:

Sec. 13. The Governor, Superintendent of Public Instruction and Auditor of Public Accounts shall constitute a board to be known as the Board of Pardons, of which the Governor shall be chairman. Said board, or a majority thereof, shall have power to remit fines and forfeitures and to grant commutations, pardons and paroles after conviction and judgment, under such conditions as may be prescribed by law, for any offenses committed against the criminal laws of this state except treason and cases of impeachment. But no fine or forfeiture shall be remitted, and no commutation, pardon or parole granted except upon the approval of a majority of the board after a full hearing in open session, and not until notice of the time and place of such hearing, and of the relief sought, shall have been given by personal service thereof upon the judge of the court by which the sentence was pronounced and the county attorney of the county where the offense was committed. Provided, however, the Governor shall have power to grant respites or reprieves in all cases of conviction for offenses against the laws of the state, except treason and cases of impeachment, but such respites or reprieves shall not extend beyond the next meeting of the Board of Pardons, and in no case for a greater period than thirty days. The proceedings and decisions shall be reduced to writing, and with the reasons for such action in each case, signed by the members of the board concurring therein, and with all papers used upon the hearing including the dissent of any member who may not concur, shall be filed in the office of the Auditor of Public Accounts. The Governor shall communicate to the Legislature, at each regular session, each case of remission of fine, forfeiture, reprieve, commutation, pardon or parole, granted since the last previous report, stating the name of the convict, the crime of which he was convicted, the sentence and its date, and the date of remission, commutation, pardon, parole or reprieve, with the reasons for granting the same, and the objections, if any, of any members of the board made thereto. The board shall have power to suspend the execution of the sentence imposed for treason until the case can be reported to the Legislature at its next session, when the Legislature shall either grant a pardon, or commute the sentence or direct the execution, or grant a further reprieve.

Sec. 2. That an additional section be inserted in Article XVII, Constitution of Nebraska, as follows:

Sec. 12. This amendment (1938) shall be self-executing, and after it becomes effective, all statutes and laws referring to the present Board of Pardons shall mean and include, while in effect, the Board of Pardons as constituted hereby; and this amendment shall be in full force and take effect on the first Thursday after the first Tuesday in January, 1941.

AMENDMENT D

Section 1. That Article IV, Constitution of Nebraska, be amended, said amendment to be known and numbered as follows:

Sec. 29. Every elective constitutional executive officer of the state is subject to recall by the legal voters of the state. Upon the filing of a petition for recall of such an officer signed by electors to the number of at least twenty-five per cent of the number of electors who voted in the state at the preceding election at which a governor was elected, setting forth the reasons for said demand, if such officer shall offer his resignation, it shall be accepted and take effect on the day it is offered, and the vacancy shall be filled as may be provided by law. If he shall not resign within five days after such petition is filed, the proposal to determine whether the people will recall him shall be submitted on a separate ballot at the general election held in November, 1944 or every four years thereafter: Provided, no special election shall be called to determine the question of recall. On the ballot at said election shall be printed in not more than two hundred words the reasons for demanding the recall of said officer as set forth in the recall petition, and, in not more than two hundred words, the officer's justification of his course in office. The incumbent shall continue to perform the duties of his office until the result of said election shall be officially canvassed and declared by the Legislature. In case an officer shall be recalled by a majority vote of the electors voting thereon, his office shall be declared vacant and said vacancy shall be filled immediately in the manner provided by law for filling a vacancy in that office arising from any other cause. The recall petition shall be filed with the officer with whom a petition for nomination to such office should be filed. No recall petition shall be circulated against any officer until he has actually held his office six months. Supplemental legislation which may aid the operation of this section may be enacted.

Sec. 2. That an additional section be inserted in Article XVII, Constitution of Nebraska, as follows:

Sec. 13. This amendment shall be in full force and take effect on the first Thursday after the first Tuesday in January, 1941.

Sec. 2. That all of the foregoing proposed amendments, A to D, inclusive, to the Constitution shall be submitted to the electors at said election upon one ballot separate from that upon which the names of candidates appear, after publication once each week for four weeks in at least one newspaper in each county where a newspaper is published immediately preceding said election. Said ballot for the submission of said proposed amendments shall be in the following form:

"PROPOSED CONSTITUTIONAL AMENDMENTS

"FOR an amendment to the Constitution of the State of Nebraska, amending Sections 1, 2, 3, 21 and 28, Article IV, and Section 3, Article XVII, and repealing Section 10, Article IV, to provide that the elective constitutional executive officers of the State of Nebraska shall, after the first Thursday after the first Tuesday in January, 1941, be the Governor, Lieutneant Governor and Auditor of Public Accounts; that the offices of Attorney General, Secretary of State and state Treasurer shall not, after the expiration of their terms commencing in January, 1939, be elective constitutional executive state offices and that said offices and the office of Tax Commissioner shall thereafter be appointive constitutional executive state offices; that said appointive offices shall be filled by appointment by the Governor with the consent of the Legislature and that the terms of said appointive offices shall be for four years, respectively, unless the incumbents thereof are sooner removed for cause by the Governor; to provide for the appointment and removal of other constitutional officers not mentioned above in the same manner except as otherwise provided by law; to prohibit election or appointment of such officers by the Legislature; to provide that the Governor, Lieutenant Governor and Auditor of Public Accounts shall be elected in November, 1940, each for a term of two years, and in November, 1942 and every four years thereafter, each for a term of four years with a prohibition against the same person holding any of said offices for consecutive terms after 1943; to provide that the salaries of appointive constitutional executive state officers shall be as provided by law; that vacancies in elective offices shall be filled by the Governor; to prescribe qualifications for elective executive state officers; and to provide that this amendment shall be self-executing and effective, except as otherwise herein specifically set forth, on the first Thursday after the first Tuesday in January, 1939.

"AGAINST an amendment to the Constitution of the State of Nebraska, amending Sections 1, 2, 3, 21 and 28, Article IV, and Section 3, Article XVII, and repealing Section 10, Article IV, to provide that the elective constitutional executive officers of the State of Nebraska shall, after the first Thursday after the first Tuesday in January, 1941, be the Governor, Lieutenant Governor and Auditor of Public Accounts; that the office of Attorney General, Secretary of State and state Treasurer shall not, after the expiration of their terms commencing in January, 1939, be elective constitutional executive state offices and that said offices and the office of Tax Commissioner shall thereafter be appointive constitutional executive state offices; that said appointive offices shall be filled by appointment by the Governor with the consent of the Legislature and that the terms of said appointive offices shall be for four years, respectively, unless the incumbents thereof are sooner removed for cause by the Governor; to provide for the appointment and removal of other constitutional officers not mentioned above in the same manner except as otherwise provided by law; to prohibit election or appointment of such officers by the Legislature; to provide that the Governor, Lieutenant Governor and Auditor of Public Accounts shall be elected in November, 1940, each for a term of two years, and in November, 1942 and every four years thereafter, each for a term of four years with a prohibition against the same person holding any of said offices for consecutive terms after 1943; to provide that the salaries of appointive constitutional executive state officers shall be as provided by law; that vacancies in elective offices shall be filled by the Governor; to prescribe qualifications for elective executive state officers; and to provide that this amendment shall be self-executing and effective, except as otherwise herein specifically set forth, on the first Thursday after the first Tuesday in January, 1939.

* * * * *

"FOR an amendment to the Constitution of the State of Nebraska amending Section 1, Article VII, and providing that the Superintendent of Public Instruction shall, from the first Thursday after the first Tuesday in January, 1939, be a member of the board of commissioners, commonly known as the Board of Educational Lands and Funds.

"AGAINST an amendment to the Constitution of the State of Nebraska amending Section 1, Article VII, and providing that the Superintendent of Public Instruction shall, from the first Thursday after the first Tuesday in January, 1939, be a member of the board of commissioners, commonly known as the Board of Educational Lands and Funds.

* * * * *

"FOR an amendment to the Constitution of the State of Nebraska amending Section 13, Article IV, and providing that the Governor, Superintendent of Public Instruction and Auditor of Public Accounts instead of the Governor, Attorney General and Secretary of State shall constitute the Board of Pardons from the first Thursday after the first Tuesday in January, 1941.

"AGAINST an amendment to the Constitution of the State of Nebraska amending Section 13, Article IV, and providing that the Governor, Superintendent of Public Instruction and Auditor of Public Accounts instead of the Governor, Attorney General and Secretary of State shall constitute the Board of Pardons from the first Thursday after the first Tuesday in January, 1941.

* * * * *

"FOR an amendment to the Constitution of the State of Nebraska authorizing the recall of elective constitutional executive state officers by the electors after the year 1943 at general elctions held in 1944 and every two years thereafter when such officers fail to resign upon the filing of a petition for their recall signed by electors to the number of twenty-five per cent of the number which voted for Governor at the preceding election.

"AGAINST an amendment to the Constitution of the State of Nebraska authorizing the recall of elective constitutional executive state officers by the electors after the year 1943 at general elections held in 1944 and every two years thereafter when such officers fail to resign upon the filing of a petition for their recall signed by electors to the number of twenty-five per cent of the number which voted for Governor at the preceding election.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?'"

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 26:

Adams, J., Jr.
Armstrong
Brandt
Brodecky
Cady
Carsten
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Neubauer
Norton
Peterson, C. H.
Pizer
Regan
Reynolds
Thomas
Von Seggern
Wells

Voting in the negative, 15:

Adams, E. A.
Ashmore
Brady
Comstock
Frost
McMahon
Murphy
Nuernberger
Peterson, J. B.
Schultz
Slepicka
Strong
Tvrdik
Warner
Worthing

Not voting, 2:

Carlson
Carpenter

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—To Confirm Appointment of Robert T. Malone

Mr. President: I move that the appointment of Robert T. Malone, as reported in the Governor's message, page 1569 Legislative Journal, as Director of Unemployment Compensation, be confirmed by this body.

LESTER L. DUNN.

The roll was called.

Voting in the affirmative, 39:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brady
Dafoe
Diers
Dunn
Frost
Knickrehm
McMahon
Miller
Murphy
Reynolds
Schultz
Slepicka
Strong

Brandt
Brodecky
Cady
Carpenter
Carsten
Comstock
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Armstrong
Carlson
Peterson, J. B.
Warner

The motion prevailed.

His Excellency, Amine Youssef, Envoy Extraordinary and Minister Plenipotentiary of Egypt, addressed the Legislature briefly.

MOTION—To Recess

At 11:55 A. M. on motion of Mr. Regan the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Carlson who was excused.

APPROVED BY THE GOVERNOR

May 10, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 306

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 376.	Placed on Select File.
LEGISLATIVE BILL NO. 377.	Placed on Select File.
LEGISLATIVE BILL NO. 483.	Correctly engrossed.
LEGISLATIVE BILL NO. 553.	Correctly engrossed.
LEGISLATIVE BILL NO. 262.	Correctly engrossed.
LEGISLATIVE BILL NO. 277.	Correctly re-engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider amendments to L. B. No. 9.

ALLEN A. STRONG.

The motion prevailed unanimously.

MOTION—To Amend

Mr. President: I move that the Committee on Enrollment and Review be instructed to amend L. B. No. 9 as follows:

By striking therefrom in Sec. 1 of Standing Committee amendments the following:

"Highway 297. Commencing on Statutory Highway 77 at Crookston and running north to the Nebraska-South Dakota State Line,"

And by renumbering the other highways following in proper numerical order.

(Signed) ALLEN A. STRONG.

The motion prevailed.

SELECT FILE

LEGISLATIVE BILL NO. 389.

(See Enrollment and Review amendments as found in the Legislative Journal for the Ninety-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

CARL H. PETERSON.

The motion prevailed.

LEGISLATIVE BILL NO. 425.

(See Enrollment and Review amendments as found in the Legislative Journal for the Ninety-second Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

CARL H. PETERSON.

The motion prevailed.

LEGISLATIVE BILL NO. 378. Laid over, awaiting the adoption of the report on the following amendments:

I. Strike all Committee of the Whole amendments.

II. Amend the mimeographed Standing Committee amendments to L. B. No. 378 as follows:

1. Paragraph 1, line 12, strike "**$7,100,000.00.**" and insert in lieu thereof "**$7,500,000.00, and no more.**"

2. Paragraph 2, page 2, line 13, strike "**$19,000.00**" and insert "**$50,000.00**" in lieu thereof. Line 15, strike "**$49,600.00**" and insert "**$93,000.00**" in lieu thereof.

3. Paragraph 2, page 2, line 16, strike "**a free fund**" and insert in lieu thereof "**surplus commodities distribution and certifications for federal relief, assistance and service projects**". Strike "**18**" and insert "**8**" in lieu thereof.

4. Paragraph 2, page 2, line 25, strike all new matter commencing in said line down to and including "**also**" in line 38, and insert in lieu thereof the following: "**A portion of said 8 per cent of said balance specified under item 4 above may**".

5. Line 41, page 3, strike all after "**but**" down to and including "**and**" in line 43. Line 43, strike "**free**" and insert "**8 per cent**" in lieu thereof. Line 45, strike "**State Asisstance Committee**" and insert "**Board of Control**" in lieu thereof. Line 50, strike all commencing with "**such**" down to and including "**free**" in line 55, and insert in

lieu thereof, "**a portion of said 8 per cent**". Line 57, strike "**State Assistance Committee**" and insert "**Board of Control**" in lieu thereof.

6. Paragraph 2, page 3, line 68, strike all after "**In**" to and including "**Committee**" in line 72 on page 4, and insert in lieu thereof "**Only such part of said 8 per cent fund shall be expended for the certification first above mentioned as the Board of Control**".

7. Paragraph 2, line 75, page 4, strike all commencing with "**And**" to and including "**distribution.**" in line 79, and insert in lieu thereof "**Any portion of said 8 per cent fund that shall not be used for such commodities distribution or certification purposes within any six-month period of the biennium upon a pro rata basis by such periods shall revert to the State Assistance Fund to be allocated and distributed to the various counties upon a population basis as provided herein.**"

8. Paragraph 2, page 1, lines 1 and 2, strike "7 and 8" and insert "9 and 10" in lieu thereof, and at the end of said paragraph 2, on page 8, insert two new sections as follows:

"Sec. 7. That Section 96, Chapter 116, Session Laws of Nebraska, 1935, be amended to read as follows:

Sec. 96. All sums of money received by the STATE **state** Treasurer from state registration fees and gallonage tax on alcoholic liquors provided for in this Act, shall be placed by him in a separate fund to be known as the "Liquor Control Fund." Out of this fund there shall be appropriated such sums as may be necessary to carry out the provisions of this Act for maintenance, salaries, wages and all expenses of said commission in the enforcement of said Act and any duties imposed on said commission. The STATE **state** Treasurer shall manage the Liquor Control Fund in manner following, that is to say: The balance remaining in said Liquor Control Fund after the payment of maintenance, salaries, wages and expenses, as aforesaid, shall be transferred each thirty days to the State Assistance Fund, CREATED UNDER AND BY VIRTUE OF HOUSE ROLL NO. 675, FIFTIETH SESSION, NEBRASKA STATE LEGISLATURE, 1935, UNTIL SUCH TIME AS THE SUM OF SEVEN HUNDRED THOUSAND DOLLARS, AS INTENDED IN SAID HOUSE ROLL NO. 675, SHALL HAVE BEEN SET OVER AND CREDITED TO THE STATE ASSISTANCE FUND; AND THEREAFTER ANY EXCESS IN THE LIQUOR CONTROL FUND, OVER AND ABOVE THE SUM OF ONE HUNDRED THOUSAND DOLLARS, SHALL IMMEDIATELY LAPSE INTO THE GENERAL FUND OF THE STATE TO BE EXPENDED AS THE LEGISLATURE SHALL PROVIDE.

Sec. 8. That Chapter 24, Session Laws of Nebraska, 1935, Special, is hereby repealed; that said original Section 96, Chapter 116, Session Laws of Nebraska, 1935, is hereby repealed."

9. Paragraph 4, page 9, line 9, strike "$7,100,000.00" and insert "$7,500,000.00" in lieu thereof. Line 11, insert before "to" the words "to amend Section 96, Chapter 116, Session Laws of Nebraska, 1935; to repeal Chapter 24, Session Laws of Nebraska, 1935, Special;".

LEGISLATIVE BILL NO. 526.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 526 be indefinitely postponed.

A. L. MILLER.

SUBSTITUTE MOTION

Mr. President: As a substitute motion, I move that L. B. No. 526 be laid over until tomorrow.

LESTER L. DUNN.

The substitute motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 389.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 425.	Referred to Committee on Enrollment and Review for engrossment.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 445.

A Bill for an Act to amend Sections 79-1301, 79-1302, 79-1303, 79-1304, 79-1305, 79-1309, 79-1404, 79-1407, 79-1408, 79-1410, 79-1501 and 85-318, Compiled Statutes of Nebraska, 1929; to amend Section 85-311, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 166, Session Laws of Nebraska, 1935; relating to schools; to provide for the certification of teachers, administrators and supervisors in public, private, denominational and parochial schools in the state of Nebraska; and to provide for: Conditions under which all certificates hereinafter set forth are to be issued; authority of issuance, classification and description; application forms, fees; general requirements for issuance; registration; revocation and renewal; and all other matters pertaining to the certification of public school teachers, administrators, and supervisors; rural courses of study; Board of Examiners; to provide a constitutionality clause; to provide that this Act shall be effective September 1, 1938; to provide a saving clause; to repeal said original sections; to repeal said original section as amended; and to repeal Sections 79-1401, 79-1405, 79-1406, 79-1008, 79-2617, 79-2727 and 85-319, Compiled Statutes of Nebraska, 1929.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 1:

Carlson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 311.

A Bill for an Act to amend Section 77-2506, Compiled Statutes of Nebraska, 1929, as amended by Section 3, Chapter 152, Session Laws of Nebraska, 1935, relating to revenue; to prescribe legal investments for funds in the hands of the county treasurer; to require that said treasurer must deliver securities invested in by him as legal investments for funds in his hands to his successors who must receive and accept the same as funds of said office; and to repeal said original section as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Carlson
Comstock

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 281.

A Bill for an Act to amend Sections 2 and 20, Chapter 21, Session Laws of Nebraska, 1935, Special, relating to public assistance for needy blind persons; to provide that temporary service received by blind persons from the Rehabilitation Division of the Department of Vocational Education shall not render said blind persons ineligible to receive blind assistance; and to repeal said original sections.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the

Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 0.

Not voting, 11:

Adams, E. A.
Adams, J., Jr.
Armstrong
Carlson
Dafoe
Gantz
Howard
Peterson, J. B.
Pizer
Reynolds
Worthing

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 298.

A Bill for an Act to amend Section 32-1809, Compiled Statutes of Nebraska, 1929, relating to elections; to provide that the election commissioner in counties having a population of one hundred fifty thousand inhabitants or more shall furnish a copy of the registration record for the officers of election in each election district therein; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Brady
Brodecky
Cady
Carpenter
Carsten
Comstock
Diers
Frost
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells

Dunn
Miller
Schultz
Worthing

Voting in the negative, 0.

Not voting, 11:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Carlson
Dafoe
Gantz
Howard
Peterson, J. B.
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 267.

A Bill for an Act relating to crimes and punishments; to empower the State of Nebraska to enter into a compact with any of the United States for mutual helpfulness in relation to persons convicted of crime or offenses who may be on probation or parole.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Armstrong
Brady
Brodecky
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Hall
Haycock
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 12:

Adams, E. A.
Adams, J., Jr.
Ashmore
Brandt
Cady
Carlson
Dafoe
Gantz
Howard
Johnson, R. W.
Peterson, J. B.
Reynolds

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 577. (With emergency clause)

A Bill for an Act to amend Section 1, Legislative Bill No. 10, as amended by Section 1, Legislative Bill No. 191, as amended by Section 1, Legislative Bill No. 552, Fifty-second Session, Nebraska State Legislature, 1937, relating to the compensation of officers and employees of the Legislature, traveling expenses of members, the payments to be made for supplies and other incidental expenses incurred during said Fifty-second Session, Nebraska State Legislature, during the biennium ending June 30, 1937 and for the ad interim activities of the said Legislature during the biennium ending June 30, 1939; to repeal said original section as amended; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 32:

Ashmore
Brady
Brandt
Brodecky
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Hall
Haycock
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 11:

Adams, E. A.
Adams, J., Jr.
Armstrong
Cady
Carlson
Dafoe
Gantz
Howard
Johnson, R. W.
Peterson, J. B.
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE RESOLUTION NO. 6.

Resolution Nebraska Legislative Reference Bureau authorizing Committee on Appropriations acting in conjunction with Committee on Legislative Administration to reimburse the Nebraska Legislative

Reference Bureau for services to be rendered this Legislature during the remainder of the 1937 session.

Whereupon the President stated: "This Resolution and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the resolution having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the resolution pass?'"

Voting in the affirmative, 31:

Ashmore
Brady
Brandt
Brodecky
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Hall
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 12:

Adams, E. A.
Adams, J., Jr.
Armstrong
Cady
Carlson
Dafoe
Gantz
Haycock
Howard
Johnson, R. W.
Peterson, J. B.
Reynolds

A constitutional majority having voted in the affirmative, the resolution was declared passed and the title agreed to.

REPORT OF COMMITTEE ON SEATING ARRANGEMENT IN LEGISLATIVE CHAMBER

May 10, 1937.

To the Members of the Legislature:

Your Committee on Seating Arrangements in the Legislature begs leave to report as follows:

To rearrange the house (west) chamber for forty-three members by installing the desks now in the senate (east) chamber, manufacturing and installing nine additional desks of similar type, making the necessary changes in the voting and lighting systems, and installing a railing of suitable type to segregate that portion of the chamber used by the members and others entitled to the facilities thereof from the general public would cost approximately $11,900.00 and possibly $15,000.00 based upon an estimate furnished by the State Engineer.

The advantages are:

Ample floor space and balconies.

The alternative of making practically no floor changes by allotting two of the present desks to each member would not necessarily entail any additional cost.

The disadvantages are:

If it is the desire to make no changes and allot two desks to each member, it would probably be difficult for all members to hear all of the debates on the floor, and the members would be scattered over too great an area for efficient work.

If it is the desire to rearrange the desks by transferring the senate desks to the house chamber it will be necessary to remove all of the house desks, plug a substantial number of the present floor openings under the desks for ventilation and electrical conduits, make new such opening, and patch the carpet, which would probably materially mar the appearance of that portion of the floor available to the general public.

The senate chamber would also be rendered unserviceable.

An itemized statement of the Engineer's estimate of cost is appended hereto.

To rearrange the senate (east) chamber would require manufacturing and installing nine new desks to make forty-three for the use of the members. The present voting board would have to be changed somewhat to carry forty-three names.

The additional desks can be placed at the outside ends of the rows of desks as now installed without moving the present desks or disturbing the present ventilating, voting, and lighting systems.

The approximate cost is estimated at $6960.00 and possibly $10,000.00 by the State Engineer, which estimate is appended hereto.

The advantages are:

No work of a permanent nature would be necessary.

No present furnishings or equipment would be marred outside of possibly making one additional floor opening for electrical conduits for one new desk.

The members would be closely assembled, but not as crowded as under present conditions.

Everybody could be easily heard on the floor.

The house chamber would not be touched and would be available for use at any time it was so desired.

The members could exclude the general public from the floor to any degree they so desired.

The disadvantages are:

Somewhat limited balcony space.

After weighing the advantages and disadvantages of the two rooms, and giving consideration to all material factors, the majority of your committee is of the opinion that the senate (east) chamber should be rearranged in conformity with the above outlined plan and so recommends.

While making the above study the attention of your committee was called to the fact that moths have been attacking the floor coverings and possibly some of the draperies. We discovered no very serious damage done thus far, but your committee is of the opinion that this Legislature should provide means to fully protect these furnishings from any further such damage and so recommends. The estimated cost therefor is approximately $700.00.

Respectfully submitted,

AMOS THOMAS, Chairman.

Estimate of Legislative Chamber Remodel

West Chamber

1.	Removal of existing wiring in voting, page signal and lighting systems	$ 200.00
2.	Removal of desks and rug and storing	300.00
3.	Removal of floor and floor fill	300.00
4.	New electric conduit and electric work and reinstalling wiring	1,500.00
5.	New floor, floor fill and rug	4,500.00
6.	Install new desks and chairs includes removing existing desks in east chamber	300.00
7.	Ventilation system	300.00
8.	New rail at rear	2,000.00
9.	8 new desks	2,500.00
		$11,900.00

10.	Contingencies	3,100.00
		$15,000.00

Estimate of Legislative Chamber Remodel

East Chamber

1.	Removal of existing voting equipment, page's signal system and desk lighting in east chamber and installing machine from west chamber and all signal and lights for 43 members in east chamber	$ 4,000.00
2.	Removal of 4 single desks and 4 chairs in east chamber	80.00
3.	8 new double desks as now in use	2,500.00
4.	Installing 8 new double desks	100.00
5.	Installing 1 old single desk including cutting in new conduit	25.00
6.	Installing 17 chairs	25.00
7.	Ventilating duct work	80.00
8.	Removing bronze railing and repairing marble	150.00
		$6,960.00
	Contingencies	3,040.00
		$10,000.00

MOTION—To Approve Report

Mr. President: I move the report of Committee on Seating Arrangement be approved.

AMOS THOMAS.

The motion prevailed.

MOTION—To Amend

Mr. President: I move that the Committee on Enrollment and Review be directed upon final Enrollment and Review to amend Legislative Bill No. 374 so that it will include an amendment to Section 1, Legislative Bill No. 143 to enable county boards and governing bodies of municipalities to levy not to exceed one mill upon the taxable property within their respective corporate limits for the relief of unemployed persons.

CHARLES A. DAFOE.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 21 ayes, 17 nays, 5 not voting.

MOTION—To Amend

Mr. President: I move that the Enrollment and Review Committee be instructed to incorporate into L. B. 567, the sum of $1847.69 payable to The John R. Condon Company of Omaha out of Gas Tax Con. Fund and that the bill be re-engrossed.

R. M. HOWARD.

The motion prevailed unanimously.

MOTION—To Suspend Rules and Place at Head of General File

Mr. President: I move that the rules be suspended and that L. B. No. 572 be placed at the head of General File and that Legislative Bills 573, 574, 575 and 576 be placed consecutively thereafter.

W. F. HAYCOCK.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 30 ayes, 6 nays, 7 not voting.

MOTION—That Bills Be Reported to Select File

Mr. President: I move that L. B. No. 69 and L. B. No. 70 be reported from the Committee on Enrollment and Review to Select File tomorrow.

FRANK J. BRADY.

The motion prevailed.

MEMBERS EXCUSED

Upon request Mr. Knickrehm was excused for the session on Tuesday afternoon and Mr. Miller for the session on Tuesday and the session on Wednesday afternoon.

MOTION—To Adjourn

At 5:00 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

NINETY-FOURTH DAY

Legislative Chamber,

Lincoln, Nebraska, May 11, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Ninety-third Day was approved as corrected.

PETITIONS AND MEMORIALS

Mr. Frost introduced a petition from his constituents favoring L. B. No. 500.

COMMUNICATIONS

A telegram was read from Mr. Chris Hinz, Chairman of the County Board of Washington County, urging relief in the assistance program, or a substitute measure therefor.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 69. Placed on Select File.
LEGISLATIVE BILL NO. 70. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 70:

I. Strike Committee of the Whole Amendments, Amendment 1, page 1, and restate as follows:

"1. Amend the Standing Committee Amendments, mimeographed, Section 10, by inserting immediately after line 7 therein the following:

"Adult Immigration Education..$3,000.00".

II. Amend the Committee of the Whole Amendments, mimeographed, Amendment 4, line 3, strike "Not", insert in lieu thereof "not" and after the word "exceed" in said line insert ", estimated...."; and in line 4 of said amendment strike ', and insert period after the word "estimate" '.

III. Amend the Committee of the Whole Amendments, mimeographed, Amendment 5, line 4 by inserting after the word "below" therein the following:

"as line 2, Section 29"; and in line 5 strike the punctuation "," after the word "law".

IV. Amend the Standing Committee Amendments, mimeographed, page 1, Section 2 by inserting after line 1 therein the following:

"**Next Regular Session**" centered;

and strike Committee of the Whole Amendments, mimeographed, page 1, Amendment 6, and restate same as follows:

"6. Amend the Standing Committee Amendments, mimeographed, page 1, Section 2, by inserting immediately after line 2 therein the following:

"Legislative Council

Administration, as provided in Legislative Bill No. 395,
Fifty-second Session, Nebraska State Legislature, 1937........$15,000.00"

V. Amend the Committee of the Whole Amendments, mimeographed, page 1, amendment 7, line 3 by striking "Sec." and by inserting in lieu thereof "Sections"; and in line 4 of said amendment, strike the punctuation "," after the figures "1929" and insert in lieu thereof: "...................".

LEGISLATIVE BILL NO. 308. Correctly engrossed.
LEGISLATIVE BILL NO. 380. Correctly engrossed.
LEGISLATIVE BILL NO. 578. Correctly engrossed.
LEGISLATIVE BILL NO. 579. Correctly engrossed.
LEGISLATIVE BILL NO. 112. Correctly engrossed.
LEGISLATIVE BILL NO. 567. Correctly re-engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON SECOND READING

The following bill was read the second time by title:

(For title see Bills on First Reading)

LEGISLATIVE BILL NO. 581. By Regan, Dunn.

MOTION—To Indefinitely Postpone

Mr. President: I move that L. B. No. 581 be indefinitely postponed.

R. M. HOWARD.

The motion prevailed unanimously.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 442. (With emergency clause)

A Bill for an Act to amend Section 32-1704, Compiled Statutes of Nebraska, 1929, relating to elections; to provide that vacancies occurring in the offices of justice of the peace and police magistrate shall be filled by appointment; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 39:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Hall
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Adams, J., Jr.
Dafoe
Haycock
Thomas

A contsitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 499.

A Bill for an Act relating to the dairy industry; to amend Sections 81-1001, 81-1002, 81-1004, 81-1006, 81-1007, 81-1010, 81-1011, 81-1012 and 81-1013, Compiled Statutes of Nebraska, 1929, creating the office of Chief of Bureau of Dairies, Foods and Drugs; authorizing the Governor to appoint, and defining the duties and powers of such Chief; defining the terms used in this Act and in such industry; defining certain dairy products and fixing grades and standards thereof; defining dairy manufacturing plants, cream stations, cream brokers, field superintendents, station operators and buyers, milk, cream, butter and sweet, first and second grade and unlawful cream; establishing rules of structure and sanitation in relation to all property used in buying, shipping, or manufacturing cream and butter or either of the same; requiring branding and state inspection of certain utensils and property used in such industry; fixing conduct in relation to buying prices; providing for seizure, condemnation and recovery of certain dairy products; authorizing the Director of the Department of Agriculture and Inspection to make rules and regulations for carrying out the provisions of this Act and of that portion of Article 10, Chapter 81, Compiled Statutes of Nebraska, 1929, which is not herein amended, and all acts amendatory thereof and supplemental thereto; to provide rules and regulations for the testing of milk and cream; to require the posting of the prices offered or to be paid for cream and butterfat; to require the keeping of records subject to public inspection and dates on or at which changes in such prices are made and posted and of the test made of each lot of cream or milk purchased or sold; to provide for issuance on satisfactory examinations of testers and other licenses and permits, fees to be paid and conditions in applications therefor and display thereof in sight of patrons; to make all necessary examinations and to formulate and promulgate such reasonable rules and regulations as may be deemed necessary to enforce promptly and effectively the provisions of such acts and said article; authorizing the withholding, cancellation and revocation of permits and licenses for testing or grading cream, for field superintendent, field representative, field supervisor and for cream brokers or any of the same on account of failure to pass fair and reasonable examination therefor, other unworthiness or violation of the terms thereof or of this Act or said Article 10; providing and authorizing periods of probation for offenders; prohibiting transfer of license or permit during probation; prescribing the period for denial of new permit after revocation; authorizing said Chief and his deputies to administer oaths to and examine witnesses under oath concerning unlawful operation of any creamery, butter factory or place where such milk, cream or butter is produced, stored, bought, sold or kept for sale or transportation; to issue subpoenas and subpoenas duces tecum to and for such witnesses; providing for issuance of necessary writs by district or county courts to compel attendance of such witnesses before such Chief and to punish for contempt for disobedience of such writs; prohibiting sale, exchange or delivery of milk or cream that is unwholesome or exposed to contagion, infection or contamination; prohibiting neglect or failure of any common carrier to remove or ship cream from its depot within 24 hours after delivery thereof; to require sanitary, ventilated rooms and canvas covers for protection of cream; defining offenses in such industry; defining violations of the provisions hereof and providing penalties for such offenses and violations; to repeal said original sections; and to repeal all acts and parts of acts in conflict herewith.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Adams, E. A.	Comstock	Johnson, R. W.	Reynolds
Adams, J., Jr.	Dafoe	Johnson, W. R.	Slepicka
Armstrong	Diers	Knickrehm	Strong

Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dunn
Frost
Gantz
Hall
Haycock
Howard
McMahon
Neubauer
Norton
Peterson, C. H.
Pizer
Regan
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 3:

Ashmore
Murphy
Schultz

Not voting, 3:

Miller
Nuernberger
Peterson, J. B.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 258.

A Bill for an Act to amend Section 81-103, Compiled Statutes of Nebraska, 1929, and said section as amended by Section 81-103, C. S. Supp., 1933, relating to the civil government of the State of Nebraska; to provide the annual salary of the State Engineer for the Department of Roads and Irrigation; and to repeal said original section as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
McMahon
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Pizer
Regan
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 3:

Peterson, J. B.
Schultz
Warner

Not voting, 5:

Ashmore
Carsten
Comstock
Knickrehm
Miller

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 413. (With emergency clause)

A Bill for an Act to amend Section 1, Chapter 131, Session Laws of Nebraska, 1935, relating to motor vehicles; to provide that all towing permits hereafter issued shall be of uniform stricker design furnished by the Director of the Department of Agriculture and Inspection, shall be firmly attached to the windshield of each towed vehicle and shall be issued by some registration office at the port of entry if the towing trip originated outside of the state of Nebraska and continues into or across said state; to provide that all towing fees shall be credited by the state Treasurer to the state highway fund; to provide that the necessary cost of administering the provisions of Chapter 131, Session Laws of Nebraska, 1935, as amended, by the several registration offices at ports of entry shall during any biennium be paid out of such sum as the Legislature may appropriate for said biennium for the uses of the several activities administered by the Director of the Department of Agriculture and Inspection; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 1:

Nuernberger

Not voting, 2:

Adams, E. A.
Miller

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 204. (With emergency clause)

A Bill for an Act relating to livestock; to amend Section 54-709, Compiled Statutes of Nebraska, 1929; to amend Section 54-710, C. S. Supp., 1933; to provide that brand inspection shall be required at all livestock sales rings operating in the state of Nebraska; to provide for the inspection of branded cattle shipments; to require approval of bills of lading upon shipments of livestock out of the state by brand inspecting officers or sheriffs; to provide penalties for the violation of this Act; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 35:

Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Carlson
Carpenter
Comstock
Dafoe
Diers
Dunn
Frost
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 0.

Not voting, 8:

Adams, E. A.
Ashmore
Cady
Carsten
Gantz
Miller
Nuernberger
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 555. (With emergency clause)

A Bill for an Act relating to public morals; to prohibit encouraging, causing or contributing to the delinquency or to the dependency of a child under eighteen years of age so that such child becomes or will tend to become a delinquent or dependent child; to provide penalties for the violation thereof; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Comstock
Dafoe
Diers
Dunn
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Adams, E. A.
Carsten
Frost
Gantz
Miller

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 569. (With emergency clause)

A Bill for an Act relating to state institutions; to provide that the cost of caring for patients committed to hospitals for the insane from the several counties shall be defrayed by state levy; to prescribe procedure for the collection of said expense; to repeal Section 83-732, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 181, Session Laws of Nebraska, 1935; to repeal Legislative Bill No. 6, Fifty-second Session, Nebraska State Legislature, 1937; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 35:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Dafoe
Diers
Frost
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 2:

Dunn
Warner

Not voting, 6:

Adams, E. A.
Carsten
Comstock
Gantz
McMahon
Miller

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STATEMENT FOR JOURNAL

Mr. President: I desire to have the Journal show that had I been present yesterday when L. B. 212 and L. B. 445 were passed, I would have voted "aye".

SWAN CARLSON.

SELECT FILE

LEGISLATIVE BILL NO. 96. Laid over. Retains place on file.
LEGISLATIVE BILL NO. 378.

(See amendments as found in the Legislative Journal for the Ninety-third Day)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 376.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 377.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

LEGISLATIVE BILL NO. 69.

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider specific amendments to L. B. No. 69.

J. N. NORTON.

The motion prevailed unanimously.

MOTION—To Adopt Amendment

Mr. President: I move the following amendment to L. B. No. 69 be adopted:

1. Amend the bill, caption "Introduced by" by striking all of said caption after the word "by" and by inserting in lieu thereof the following:

"E. M. Von Seggern of Cuming, R. C. Regan of Platte, and Committee on Appropriations, Frank J. Brady of Holt, Henry F. Brandt of Gage, Emil E. Brodecky of Colfax, W. H. Diers of York, W. F. Haycock of Custer, P. J. McMahon of Douglas, Carl H. Peterson of Madison, Allen A. Strong of Sheridan, Charles F. Tvrdik of Douglas, Charles J. Warner of Lancaster and Frank S. Wells of Jefferson.

(Signed) J. N. NORTON.

The motion prevailed.

LEGISLATIVE BILL NO. 70.

(See Enrollment and Review amendments as found in this day's Legislative Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

Unanimous consent was granted to consider the following amendments to L. B. No. 70, which amendments were adopted:

I. Amend the bill, caption "Introduced by" by striking all of said caption after the word "by" and by inserting in lieu thereof the following:

"E. M. Von Seggern of Cuming, R. C. Regan of Platte, and Committee on Appropriations, Frank J. Brady of Holt, Henry F. Brandt of Gage, Emil E. Brodecky of Colfax, W. H. Diers of York, W. F. Haycock of Custer, P. J. McMahon of Douglas, Carl H. Peterson of Madison, Allen A. Strong of Sheridan, Charles F. Tvrdik of Douglas, Charles J. Warner of Lancaster and Frank S. Wells of Jefferson.

II. Amend the Committee of the Whole Amendments, mimeographed, Amendment No. 8 by striking all of Amendment No. 8 thereon.

III. Amend the Standing Committee Amendments, page 16, Section 40, by inserting at the conclusion of said section a new paragraph as follows:

"Professional Engineering and Architectural Examiners Fund, fees and receipts collected under Legislative Bill No. 14, Fifty-second Session, estimated	$11,000.00"

IV. Amend the Standing Committee Amendments, mimeographed, page 4, Section 13, by inserting immediately after line 8 therein the following:

"For Unemployment Compensation Administration Fund, as provided in Legislative Bill No. 189, Fifty-second Session	$10,000.00"

V. Amend the Standing Committee Amendments, mimeographed, page 14, Section 37, subsection 1, entitled "Bureau of Foods, Drugs and Oils", line 3, insert after the word "bureaus" the following:

"including fees and money collected under Legislative Bill No. 499, Fifty-second Sesison,".

VI. Amend the Standing Committee Amendments, mimeographed, page 15, by adding a new subsection at the end of Section 37 thereon as follows:

"Livestock Sales Ring Fund

Administration and enforcement of Legislative Bill No. 55, Fifty-second Session, as amended, all fees and receipts collected thereunder, estimated	$ 7,500.00"

VII. Amend the Standing Committee amendments, mimeographed, page 15, Section 37, by inserting at the conclusion of said section a new subsection as follows:

"MOTOR VEHICLE FUEL TRANSPORT ADMINISTRATION

Motor Vehicle Fuel Transport Administration Control, reappropriate to Director of Agriculture and Inspection for administration and enforcement all fees and receipts arising under Legislative Bill No. 97, Fifty-second Session, estimated	$10,000.00"

VIII. Amend the Standing Committee Amendments, mimeographed, page 3, Section 10, by inserting at the conculsion of said section a new subsection as follows:

"Tuition of Children of Soldiers and Sailors

Payment of claims of school districts for tuition of children whose parents are officers or enlisted men of the United States Army, Navy or Marine Corps on duty in the state of Nebraska, as provided in Legislative Bill No. 502, Fifty-second Session........$15,000.00"

IX. Amend the Standing Committee Amendmetns, mimeographed, page 15, by inserting a new subsection at the end of Section 37 as follows:

"Itinerant Merchants

Administration and enforcement of Legislative Bill No. 50, Fifty-second Session, all fees and receipts collected thereunder, estimated................................$ 1,000.00"

X. Amend the Standing Committee Amendments, mimeographed, page 19, Section 42, by inserting a new subsection at the conclusion of said Section 42 as follows:

Motor Vehicle Dealers' Administration

Administrator, reappropriate all fees collected under Legislative Bill No. 388, Fifty-second Session, in Motor Vehicle Dealers' Administration Fund, for salaries, wages and maintenance, estimated............$17,500.00

XI. Amend the Standing Committee Amendments, mimeographed, page 22, Section 49 by inserting immediately at the conclusion of subsection 1 therein captioned "State Funds" the following:

"Remainder of Present Biennium

From excess collections arising under Chapter 16, Session Laws of Nebraska, 1935, Special, to March 1, 1937, over and above amount specifically appropriated in Section 1, Sec. 73 (3), Chapter 22, Session Laws of Nebraska, 1935, Special, State Treasurer is hereby directed to transfer from General Fund to State Assistance Fund to be immediately available $225,335.00

From net proceeds of taxes credited or to be credited to gasoline tax fund, and inuring to State Assistance Fund under Legislative Bill No. 158, Fifty-second Session, Nebraska State Legislature, March 24, 1937 to June 30, 1937, now on hand or as collected during the remainder of present biennium, state Treasurer is hereby directed to transfer and credit to the State Assistance Fund as directed in said Legislative Bill No. 158, commencing March 24, 1937, to be immediately available, estimated....$300,000.00

From General Fund, reappropriate fees credited to General Fund arising under Section 96, Chapter 116, Session Laws of Nebraska, 1935, in excess of $700,000.00, as specifically appropriated in Section 1, Sec. 73 (2), Chapter 22, Session Laws of Nebraska, 1935, Special, to April 2, 1937 and State Treasurer is hereby directed to credit and transfer from General Fund to State Assistance Fund to be immediately available ....$ 35,500.00

From net proceeds of all revenue arising under Legislative Bill No. 523, Nebraska State Legislature, 1937, from April 2, 1937 to June 30, 1937, now on hand or as collected during remainder of biennium, and State Treasurer is hereby directed to transfer from General Fund to State Assistance Fund as directed in said Legislative Bill No. 523, commencing April 2, 1937, to be immediately available...............$300,000.00

Amend the Standing Committee Amendments, mimeographed, Amendment 2, page 27, line 9 by inserting after the word and punctuation "fund;" the following:

"specifically to appropriate for the immediate needs of the State Assistance Fund and certain other funds for the remainder of the biennium ending June 30, 1937;".

XII. Amend the Standing Committee Amendments, mimeographed, page 3, Section 10, line 3 by striking the figures "$100,000.00" and by inserting in lieu thereof the figures "$70,000.00".

XIII. Amend the Standing Committee Amendments, mimeographed, page 6, Section 21, by inserting at the conclusion of said section a new subsection as follows:

"Blind Rehabilitation

Blind Rehabilitation Fund, administration under Legislative Bill No. 279, Fifty-second Session, Nebraska

State Legislature ....$15,000.00"

XIV. Amend the Standing Committee Amendments, mimeographed, page 8, Section 29 by inserting at the conclusion of said section a subsection as follows:

"Soil Conservation

Administration, pursuant to Legislative Bill No. 553,

Fifty-second Session, Nebraska State Legislature....$15,000.00"

XV. Amend the Standing Committee Amendments, mimeographed, page 3, Section 9 by inserting at the conclusion of said section a new item as follows:

"Special litigation; appropriation for protection of shippers in interstate commerce, investigation and litigation in interstate rail rates and transit, including expenses of investigation, hiring of expert or technical help and traveling expenses, to be expended by joint authorization of the Governor, Attorney General and one member of the Railway Commission to be designated by the Governor........$ 15,000.00

Amend the Standing Committee Amendments, mimeographed, page 5, Section 19 line 2, by striking the figures "45,000.00" and by inserting in lieu thereof "35,000.00"; and in line 4 of said section strike "10,000.00" and insert "5,000.00".

XVI. Amend the Standing Committee Amendments, mimeographed, page 2, Section 5 by inserting at the end of said section the following under **"STATE SHERIFF'S DEPARTMENT"**:
"Law enforcement, general criminal laws..........................$35,000.00"

XVII. Amend the Standing Committee Amendments, mimeographed, page 15, Section 37, by inserting at the conclusion of said section a new subsection as follows:

"Nursery Stock Inspection

Inspection of Nursery Stock, reappropriate to the Director of the Department of Agriculture and Inspection, all fees and receipts arising out of Legislative Bill No. 194, Fifty-second Session, estimated..$ 2,500.00"

XVIII. Amend the printed bill, page 8, Section 41, line 13—

the Standing Committee Amendments, Section 40, paragraph 1, last line, recommendation for appropriation, mimeographed, Section 2, page 6, Department of Health—last line—by inserting before the word "estimated" and after the word "diseases", after striking the punctuation "." the following:

"except $2,447.25, estimated, by way of reimbursement from renewal fee funds in chiropractic, chiropody, embalming and veterinary medicine for illegal renewal fees paid under mistake of law pursuant to Section 71-701, Compiled Statutes of Nebraska, 1929, as amended by Section 34, Chapter 142, Session Laws of Nebraska, 1935, held unconstitutional in part in Gibson v. Cochran, Doc. 133, p. 103, District Court of Lancaster County, Nebraska, and not appealed from by the state, itemized as follows:

For profession of veterinary medicine and surgery, $377.00; For profession of embalming, $1,681.40; for profession of chiropody, $198.36; and for profession of chiropractic, $190.49; total $2,447.25 estimated, for the benefit of the recognized associations representing each of said professions respectively.";

and in said line strike "$89,435.00" and insert in lieu thereof "86,987.25".

2. Amend the printed bill, page 9, line 19—the Standing Committee Amendments, Section 40, paragraph 2—the committee recommendation for appropriations, mimeographed, Section 2, page 7—by inserting immediately after the figures "$48,120.00" the following:

"Recognized association for profession of veterinary medicine and surgery, reappropriate from Bureau of Examining Boards renewal fee fund account Gibson v. Cochran, estimated $377.00	$ 377.00
"Recognized association for profession of embalmers, reappropriate from Bureau of Examining Boards renewal fee fund account Gibson v. Cochran, estimated	$1,680.40
Recognized association for profession of chiropody, reappropriate from Bureau of Examining Boards renewal fee fund, account Gibson v. Cochran	198.36
Recognized association for profession of chiropractic, reappropriate from Bureau of Examining Boards renewal fee fund on account Gibson v. Cochran	190.49"

XIX. Amend Legislative Bill No. 70 by striking all of paragraph 6 of mimeographed Committee of the Whole amendments and by amending Section 2 of paragraph 1 of the Standing Committee amendments as follows:

Paragraph 1, Section 2, page 1, insert after line 2, "Maintenance and expense of Legislative Council under the

provisions of L. B. No. 395, Fifty-second Session............$15,000.00

Clerk of Legislature, to be expended under direction of Legislative Council for rearrangement, new desks and expenses of care and treatment of floor coverings and draperies in Legislative Chambers under provisions of Section 3, Legislative Bill 559, Fifty-second Session........$10,700.00 (said sum to be immediately available and not to exceed $10,000 thereof to be used for rearrangement and new desks, and any unexpended balance thereof plus balance of $700 to be used for such care and treatment of floor coverings and draperies, if needed.)"

MOTION—To Recess

At 11:55 A. M. on motion of Mr. Norton the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Knickrehm and Mr. Miller who were excused.

SELECT FILE (Continued)

MOTION—To Reconsider

Mr. President: I move that we reconsider our action on amendment No. XIX to L. B. No. 70 offered by Mr. Thomas.

EDWIN SCHULTZ.

The motion was lost.

XX. Amend the Standing Committee Amendments, mimeographed, page 19, by inserting at the conclusion of Section 42 thereon a new subsection as follows:

"Motor Vehicle Inspection Fund"

Administration enforcement of Sections 32 to 41 inclusive, Legislative Bill No. 147, Fifty-second Session, as provided in Section 38, Legislative Bill No. 147, all inspection fees collected, estimated......$40,000.00"

XXI. Amend the Standing Committee Amendments, mimeographed, page 4, Section 12, by inserting at the conclusion of said Section 12 a new subsection as follows:

"Weed Control

Eradication of bind weed and other noxious weeds, administration and enforcement of Legislative Bill No. 225, Fifty-second Session............................$50,000.00."

XXII. Amend the Standing Committee Amendments, mimeographed, Section 32, line 10, by inserting after the word "Fund", the word "estimated", and after the symbol "$" the figures "200,000.00".

XXIII. Amend the Standing Committee Amendments, mimeographed, page 16, Section 40 by inserting at the conclusion of said section the following:

"Prophylactic Control, appropriate to Director of Health for the Department of Health from Prophylactic Control Fund established by Legislative Bill No. 435, Fifty-second Session, for administration and enforcement of Prophylactic Control Act, all fees and receipts, estimated..$10,000.00"

XXIV. In Sec. 29, strike the following:
University School of Music..$31,720.00

MOTION—To Amend

Mr. President: I move to amend line 8 of Sec. 20 by inserting after the word "attorney" the words "and investigator" and strike the figures "5,000.00" in line 10 and insert therein the figures "8,000.00".

CHARLES A. DAFOE.

XXV SUBSTITUTE MOTION

Mr. President: I move as a substitute motion that the item of $5,000.00 in Sec. 20, line 10 be stricken.

CARL H. PETERSON.

The substitute motion prevailed.

XXVI. Amend by adding a new section as follows:

"Sec. That the sum of Ten Thousand Dollars ($10,000.00) or so much thereof as may be necessary, is hereby appropriated from the State General Fund, for the payment of printing the Legislative Journals of the Fifty-second Session of the Nebraska State Legislature and the Session Laws of 1937."

XXVII. Amend the Standing Committee Amendments, mimeographed, page 16, Section 40, by inserting a new subsection at the conclusion thereof as follows:

"Board of Examiners in Embalming.

Administration and enforcement of funeral directing and undertaking, fees and receipts collected, as provided in Legislative Bill No. 300, Fifty-second Session, estimated	$2,000.00."

XXVIII. Amend the Standing Committee Amendments, mimeographed, page 20, Section 45, by inserting at the conclusion of said section the following:

"Fees and all moneys collected, estimated.............................$300.00"

XXIX. Amend the Standing Committee Amendments, mimeographed, page 14, Section 37, subsection 2, entitled "Ports of Entry", line 1, by inserting after the word and punctuation "wages," the following:

"including enforcement and administration of Chapter 131, Session Laws of Nebraska, 1935, as amended,".

And if L. B. No. 389 passes, include in L. B. No. 70 the salary of the Clerk of the Legislature.

Referred for Engrossment

LEGISLATIVE BILL NO. 526.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 378.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 376.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 377.	Referred to Committee on Enrollment and Review for engrossment.

LEGISLATIVE BILL NO. 69. Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 70. Referred to Committee on Enrollment and Review for engrossment.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 9. Correctly engrossed.
LEGISLATIVE BILL NO. 431. Correctly engrossed.
LEGISLATIVE BILL NO. 478. Correctly engrossed.
LEGISLATIVE BILL NO. 389. Correctly engrossed.
LEGISLATIVE BILL NO. 415. Correctly engrossed.
LEGISLATIVE BILL NO. 425. Correctly engrossed.
LEGISLATIVE BILL NO. 212. Correctly enrolled.
LEGISLATIVE BILL NO. 297. Correctly enrolled.
LEGISLATIVE BILL NO. 311. Correctly enrolled.
LEGISLATIVE BILL NO. 577. Correctly enrolled.
LEGISLATIVE BILL NO. 312. Correctly enrolled.
LEGISLATIVE BILL NO. 559. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 559:

Amend the original and printed bill and amendments thereto as follows:

1. Strike all after the enacting clause down to Section 4 and insert in lieu thereof the following:

"Section 1. That Section 84-502, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

84-502. It shall be the duty of the secretary of state: First. To countersign and affix the seal of the state to all commissions required by law to be issued by the governor; Second. To keep a register of all such commissions, specifying the person to whom granted, the office conferred, the date of signing the commission, and, when bond is taken, the date and amount thereof and the names of the sureties; Third. To MAKE AND keep proper indexes to the records and all public acts, resolutions, papers and documents in his office; Fourth. To give any person requiring the same, and paying the lawful fees therefor, a copy of any laws, act, resolution, record or paper in his office, and attach thereto his certificate under the seal of the state; Fifth. To take charge at the close of each session of legislature of all tables, chairs, desks and other furniture OF THE

TWO HOUSES thereof, and not permit the same to be wasted or used for other than public purposes during the recess of the legislature; Sixth. To take charge of and keep in repair and replenish the furniture of the state house, except as otherwise provided; Seventh. To furnish the legislature and the officers thereof all necessary fuel and stationery when so directed by resolution of the legislature, OR EITHER BRANCH THEREOF; Eighth. TO PRINT AND SUPERVISE THE DISTRIBUTION OF THE LAWS AND JOURNALS, AND KEEP AN ACCOUNT THEREOF; NINTH. To make out and present to the governor, at least ten days before each regular session of the legislature, a report showing the amount of all fees received by him and paid over to the treasurer, the expenditures of his office, the contracts let by the state **through him** for fuel, stationery and printing, AND FOR COPYING, PRINTING, BINDING AND DISTRIBUTING THE LAWS AND JOURNALS, AND FOR ALL OTHER PRINTING ORDERED BY THE LEGISLATURE, and stating particularly the manner in which the same have been fulfilled and such general accounts of the business of his office as may be necessary for the information of the legislature; TENTH. **Ninth.** IN **To** the publication of the laws of this state, or the resolutions or journals of the legislature, the secretary of state shall CAUSE **add** to BE PUBLISHED IN each volume a general certificate **under his seal** to the effect that the same as contained in such volume are true copies of the laws and rsolutions **or journals** of the legislature, as the case may be, on file in his office; ELEVENTH **Tenth.** Whenever any bill which shall have passed BOTH HOUSES OF the legislature shall be returned by the governor with his objections thereto, and upon reconsideration shall pass BOTH HOUSES **the Legislature** by the constitutional majority, it shall be authenticated as having become a law by a certificate thereon to the following effect, viz: This bill having been returned by the governor, with his objections thereto, and, after reconsideration, having passed **in the legislature** BOTH HOUSES by the constitutional majority, it has become a law this.......................day of ...., A. D................., which, being signed by the PRESIDENT OF THE SENATE AND SPEAKER OF THE HOUSE OF REPRESENTATIVES **presiding officer of the legislature,** shall be deemed a sufficient authentication thereof, and the bill shall thereupon be deposited with the laws in the office of the secretary of state; **Eleventh.** TWELFTH. Whenever any bill which shall have passed BOTH HOUSES OF the legislature and shall not be returned by the governor or filed with his objections in the office of the secretary of state, as required by SECTION **Section** 15, OF ARTICLE **Article** IV, OF THE CONSTITUTION **Constitution of Nebraska,** it shall be the duty of the secretary of state to authenticate the same by a certificate thereon to the following effect, as the case may be, viz:

"This bill having remained with the governor five days, Sunday excepted, the legislature being in session, the governor having failed to return this bill to the legislature during its session, and having failed to file it in my office with his objections within five days after adjournment of the legislature, it has thereby become a law. Witness my hand this......................day of.............................., A. D................."

"Sec. 2. That Section 81-410, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

81-410. It shall be the duty of the secretary of state to classify and ARRANGE FOR PUBLICATION **file as permanent records in his office,** the **original** laws, joint resolutions, and memorials **passed at** each session of the legislature.

"Sec. 3. That Section 50-114, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

50-114. It shall be the duty of the PRESIDENT OF THE SENATE AND SPEAKER OF THE HOUSE OF REPRESENTATIVES **presiding officer of the legislature** to preside over THEIR RESPECTIVE HOUSES **the legislature,** to keep and maintain order during the sessions thereof, and to do and perform the duties devolving on THEM **him** by general parliamentary usage, and the rules adopted by the TWO HOUSES **legislature.** It shall be the duty of the CHIEF clerk of the HOUSE OF REPRESENTATIVES, AND THE SECRETARY OF THE SENATE **legislature,** to attend the sessions of the RESPECTIVE HOUSES **legislature,** to call the rolls, read the journals, bills, memorials, resolutions, petitions, and all other papers or documents necessary to be read in EITHER HOUSE **the legislature,** to keep a correct journal of the proceedings in EACH HOUSE **the legislature,** and to do and perform such other duties as may be imposed upon THEM **him** by the TWO HOUSES, OR EITHER OF THEM **legislature. The Clerk of the legislature shall immediately after each session of the legislature compile, index, classify and arrange in form for printing and publication all journals, resolutions, memorials and session laws adopted or passed at such session, and shall cause the same to be authenticated by the secretary of state, and shall deliver the same so authenticated to the state librarian for printing and publication by the state librarian; and, in connection with his ad interim duties, the clerk may employ such clerical personnel to assist him as may be necessary. As soon as practicable, the clerk of the legislature shall, under direction of the Legislative Council, employ or contract with some suitable person or persons to rearrange the former Senate (east) Chamber for sessions of the legislature of forty-three members by installing therein nine additional desks of similar type to those now therein; and to make necessary changes in the voting and lighting sys-**

tems and such other changes as are recommended in the report of the Committee on Seating Arrangements set forth on pages 1622 to 1625, inclusive, of the Fifty-Second Session, Legislative Journal. The clerk of the legislature shall also arrange for proper care and treatment of floor coverings and draperies in the legislative chambers to prevent insect and other damage thereto. The assistant clerk AND ASSISTANT SECRETARY shall be under the control and direction of the CHIEF clerk **of the legislature** AND SECRETARY RESPECTIVELY, and shall assist THEM **him** in the proper discharge of THEIR **his** duties **during sessions of the legislature,** and shall do and perform such other service as may be directed by the TWO HOUSES OR EITHER OF THEM **legislature.** It shall be the duty of the sergeant-at-arms to enforce the attendance of absent members, when directed properly so to do; to arrest all members or other persons, when lawfully authorized so to do; to keep and preserve order during the sessions of EACH HOUSE **the legislature;** to convey to the post office the mail matter sent by the respective members, and to receive from such office the mail matter for such members, and to deliver the same to them on each morning of the session; to obey and enforce the orders of the presiding officerS **of the legislature,** and to do and perform such other duties as may be enjoined on THEM **him** by law and RESPECTIVE HOUSES **the legislature.** It shall be the duty of the doorkeepers to prepare and keep in order the SENATE CHAMBER AND hall of the HOUSE **legislature,** including cleaning and warming the same; to attend to and keep closed the DOOR AND BAR **doors and gates** of the RESPECTIVE HOUSES **legislature,** unless otherwise directed by the presiding officerS thereof; and to do and perform such other duties as may be enjoined on them by EITHER HOUSE **the legislature.** It shall be the duty of the engrossing clerk TO correctly **to** engross such bills as may be required **to be** engrossed by the committee on ENGROSSED AND ENROLLED BILLS **enrollment and review** and to perform such other duties as may be required by EITHER HOUSE **the legislature.** It shall be the duty of the enrolling clerk TO correctly and neatly **to** enroll all such bills as may be placed in his hands therefor, and to perform such other duties as may be enjoined upon him by EITHER HOUSE **the legislature.** It shall be the duty of the chaplainS to open the sessions of EACH HOUSE **the legislature** with prayer, and to perform such other duties as may be imposed upon THEM **him.** AND IT **It** shall be the duty of the pages to act under, and as directed by the presiding OFFICERS OF THE RESPECTIVE HOUSES **officer of the legislature.** It shall also be the duty of the sergeant-at-arms to procure a national flag and to place the same on top of the capitol building, there to be kept during the time EACH OR EITHER OF THE TWO HOUSES **the legislature** shall be in session, and after the adjournment of the

TWO HOUSES **legislature** the flag shall be taken down and kept down until the opening of the **next** session of ONE OF THE TWO HOUSES **the legislature.**

"Sec. 4. That Section 49-501, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

49-501. The SECRETARY OF STATE **state librarian** is hereby authorized to distribute the laws and **legislative** journals of the **legislature** of the **state** as hereinafter prescribed. The maximum number **of said legislative journals** which shall be printed for distribution shall BE AS FOLLOWS **not exceed one thousand copies for each** biennium; session laws, **not** to exceed FIVE **three** thousand **five hundred** copies;. SENATE JOURNALS, ONE THOUSAND COPIES; HOUSE JOURNALS, ONE THOUSAND COPIES. **The state librarian shall print and publish and distribute, or cause the same to be done, under his direction and supervision, on or before August 1, 1937 and on or before August first of each odd-numbered year thereafter, the journals and the session laws of the legislature comprising all laws, resolutions in the nature of legislative bills and memorials enacted by the legislature since the last publication thereof. The state librarian shall likewise print, publish and distribute the journals and session laws of special sessions of the legislature as soon after the adjournment thereof as can conveniently be done. The secretary of state shall certify that the contents of said session laws are true and accurate copies of all laws, resolutions in the nature of legislative bills and memorials enacted by the legislature since the last publication thereof and that the same have been by him or under his direction carefully compared with the enrolled copies thereof deposited in the office of the secretary of state. The state librarian shall cause to be published in each volume of the session laws a printed copy of said certificate. The journals and session laws, when printed and bound shall be delivered by the printing contractor to the state librarian for distribution as provided by law. Session law compilations shall be indexed in conformity with the index appearing in the last general compilation or revision of the statutes, but more compact and abbreviated in detail. The state librarian shall prepare and deliver on or before October 15, 1938, and on or before October fifteenth in each even-numbered year thereafter, printing and binding specifications for the session laws to the tax commissioner for the reception of bids and for the awarding of contracts for the printing and binding thereof in like manner as bids for legislative supplies are received and contracts awarded. All printed copies of the session laws issued for public use shall be plainly marked Property of the State of Nebraska. Immediately upon the taking effect of this Act all records, accounts, books, documents, property and assets in the possession of or under the control of the secre-**

tary of state concerning the printing and publication of journals and session laws **shall be delivered to and taken possession of by the state librarian."**

2. Renumber Section 4 and following sections as Sections 5, 6, and so on.

3. Section 4, page 6, line 7, printed bill, page ...., line ...., original bill, strike **"secretary of state"** and insert **"state librarian" in lieu thereof.** Line 11, printed bill, line ...., original bill, strike **"to the secretary of state".** Line 13, printed bill, line ...., original bill, strike "secretary of state" and insert "SECRETARY **state librarian"** in lieu thereof. Line 16, printed bill, line ...., original bill, insert **"and for** the session laws" after "same". Strike "secretary **of state"** and insert "SECRETARY **state librarian"** in lieu thereof. Line 17, printed bill, line ...., original bill, strike "secretary of" and insert **"librarian"** after "state".

4. Section 5, page 6, lines 4 to 6, printed bill lines ...., original bill, restore all matter in stricken type.

5. Section 8, page 7, line 4, printed bill, page ...., line ...., original bill, strike "secretary of" and insert **"librarian"** after **"state".**

6. Section 9, page 8, line 6, printed bill, page ...., line ...., original bill, reinstate stricken matter in said line and strike all in said line after "session" down to and including **"session"** in line 8, printed bill, line ...., original bill.

7. Section 10, insert "84-410," before "50-114" in line 1.

8. Strike all Committee of the Whole amendments.

9. Amend the title as follows: Line 2, printed bill, line 2, original bill, insert "84-510," before "50-114". Line 5, printed bill, line ...., original bill, insert "and relating to duties of officers of the legislature" after "legislature".

LEGISLATIVE BILL NO. 252. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 252:

I. Renumber Sections 31 to 37 inclusive as Sections 30 to 36 inclusive to comply with Committee of the Whole Amendment No. 15, which strikes Section 30 from the bill.

Amend the Committee of the Whole amendments, Section 1, line 3, by striking the figure "1" and inserting in lieu thereof the figure "2".

LEGISLATIVE BILL NO. 374. Replaced on Select File with amendments.

Enrollment and Review amendments to L. B. No. 374:

1. Section 3, renumber Sections 3 and 4 as Sections 4 and 5, and insert the following as Section 3:

"Sec. 3. That Section 1, Legislative Bill No. 143, Fifty-second Session, Nebraska State Legislature, be amended to read as follows:

Section 1. Notwithstanding any more general or special law on the subject of revenue on maximum levies in force in this state, the county boards of the various counties in this state, and the governing body of any municipality in this state, may, at their option, during the years 1937 and 1938, and during said years only, levy a tax of not to exceed ONE-HALF one mill upon the taxable property within their respective corporate limits for the relief of unemployed and indigent persons."

2. Section 3, line 2, strike "and". Line 4, strike "." after "repealed" and insert in lieu thereof the following: "; and that said original Section 1, Legislative Bill No. 143, Fifty-second Session, Nebraska State Legislature, is hereby repealed."

3. Amend the title as follows:

Line 1, insert after "ACT", "relating to revenue;". Line 18, insert before "to" the following: "to amend Section 1, Legislative Bill No. 143, Fifty-second Session, Nebraska State Legislature; to authorize county boards and the governing bodies of municipalities to levy during the years 1937 and 1938 a property tax of not to exceed one mill for the relief of unemployed and indigent persons;".

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 212.
LEGISLATIVE BILL NO. 297.
LEGISLATIVE BILL NO. 311.
LEGISLATIVE BILL NO. 577.
LEGISLATIVE BILL NO. 312.

PRESENTED TO GOVERNOR

May 11, 1937.

Mr. President, Your Committee on Enrollment and Review respectfully reports that we have this day, at 1:45 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 299.
LEGISLATIVE BILL NO. 383.
LEGISLATIVE BILL NO. 280.

(Signed) ROBT. M. ARMSTRONG, Chairman.

APPROVED BY GOVERNOR

May 11th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 502
Legislative Bill No. 144
Legislative Bill No. 147

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

SELECT FILE

LEGISLATIVE BILL NO. 252.

(See Enrollment and Review amendments as found in this day's Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be granted to consider amendments to L. B. No. 252.

ROBT. M. ARMSTRONG.

The motion prevailed unanimously.

MOTION—To Adopt Amendments

Mr. President: I move the following amendments to L. B. No. 252 be adopted:

I. Amend Section 4, Subsection 9 of the bill as amended by striking the entire subsection and substituting in lieu thereof the following language:

"To have the same powers now exercised by law by public light and power districts or private corporations to use any of the streets, highways or public lands of the state or its political subdivisions in the manner provided by law."

II. Amend Section 3 of the bill as amended by striking the period at the end and adding the following:

", not served with electrical energy through existing facilities within such rural areas."

III. Amend Section 2 of the bill as amended by adding thereto subsection 8 as follows:

"(8) "Rural Area" means any area not included within the boundaries of any incorporated city, town or village."

ROBT. M. ARMSTRONG.

The motion prevailed.

LEGISLATIVE BILL NO. 374.

(See Enrollment and Review amendments as found in this day's Legislative Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

SUBSTITUTE MOTION

Mr. President: I move the report of Committee on Enrollment and Review be adopted with the exception of the **amendment to** Section 1.

JOHN COMSTOCK

The substitute motion lost with 9 ayes, 18 nays, 16 not voting.

The original motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 252.	Referred to Committee on Enrollment and Review for engrossment.
LEGISLATIVE BILL NO. 374.	Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Consider

Mr. President: I move we now consider Legislative Bills numbered 572, 573, 574, 575 and 576 now on General File.

JOHN ADAMS, Jr.

The motion prevailed.

MOTION—To Suspend Rules and Refer

Mr. President: I move that Sections 6, 7 and 8 of Rule XIII be suspended, and that Legislative Bills numbered 572, 573, 574, 575 and 576 be referred to the Committee on Enrollment and Review for engrossment.

J. N. NORTON.

The motion prevailed.

REPORT ON MEMBERSHIP TO LEGISLATIVE COUNCIL

Mr. President: The following members were elected to serve on the Legislative Council from the First Congressional District:

Charles J. Warner
Fred L. Carsten
Robert M. Armstrong

(Signed) JOHN B. PETERSON, Chairman.

MOTION—To Adjourn

At 4:45 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

NINETY-FIFTH DAY

Legislative Chamber,

Lincoln, Nebraska, May 12, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Ninety-fourth Day was approved as corrected.

COMMUNICATIONS

A communication was read from Edna D. Bullock, Director of Nebraska Legislative Reference Bureau containing the following

NOTICE.

Library material borrowed from the Legislative Reference Bureau should be returned prior to final adjournment.

An invitation from Governor and Mrs. Cochran was also read inviting the members of the Legislature and their wives and the employees of the Legislature and their wives to spend the evening of Friday, May 14, at the executive mansion.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 374. Correctly engrossed.
LEGISLATIVE BILL NO. 69. Correctly engrossed.
LEGISLATIVE BILL NO. 574. Correctly engrossed.
LEGISLATIVE BILL NO. 526. Correctly engrossed.
LEGISLATIVE BILL NO. 575. Correctly engrossed.
LEGISLATIVE BILL NO. 378. Correctly engrossed.
LEGISLATIVE BILL NO. 376. Correctly engrossed.
LEGISLATIVE BILL NO. 377. Correctly engrossed.
LEGISLATIVE BILL NO. 281. Correctly enrolled.
LEGISLATIVE BILL NO. 367. Correctly enrolled.
LEGISLATIVE BILL NO. 298. Correctly enrolled.
LEGISLATIVE BILL NO. 413. Correctly enrolled.
LEGISLATIVE RESOLUTION NO. 6. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 281.
LEGISLATIVE BILL NO. 367.
LEGISLATIVE BILL NO. 298.
LEGISLATIVE BILL NO. 413.
LEGISLATIVE RESOLUTION NO. 6.

REPORT ON MEMBERSHIP TO LEGISLATIVE COUNCIL

Mr. President: The following members were elected to serve on the Legislative Council from the Fourth Congressional District:

Frank S. Wells
Hugh B. Ashmore
J. N. Norton

(Signed) EARL W. CARPENTER, Chairman.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 483.

A Bill for an Act to amend Section 72-201, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 163, Session Laws of Nebraska, 1935, relating to educational lands and funds; to provide for the appointment and salary of a secretary for the Board of Educational Lands and Funds; and to repeal said original section as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Adams, E. A.
Adams, J., Jr.
Armstrong
Comstock
Dafoe

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 498. (With emergency clause)

A Bill for an Act to amend Section 24-607, Compiled Statutes of Nebraska, 1929, as amended by Section 1, Chapter 46, Session Laws of Nebraska, 1935, relating to corporations; to provide that Chambers of Commerce, Junior Chambers of Commerce and Nebraska State

Chapter of the P.E.O. Sisterhood shall be corporations under the names and titles designated in their constitutions with all privileges and immunities as such; to repeal said original section as amended; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, E. A.
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 3:

Adams, J., Jr.
Armstrong
Comstock

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 268.

A Bill for an Act relating to criminal procedure; to make uniform the law of fresh pursuit, and authorizing this state to cooperate with other states therein.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Adams, J., Jr.
Comstock

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 269.

A Bill for an Act relating to criminal procedure; and to secure the attendance of witnesses from without a state in criminal proceedings.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Adams, E. A.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carsten
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Adams, J., Jr.
Carpenter
Comstock
Dafoe
McMahon

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 481. (With emergency clause)

A Bill for an Act relating to sewage; to authorize municipal corporations to extend sewerage systems and sewage disposal plant services beyond their corporate limits; to prescribe the method of determining rates to be charged for such services so extended; to amend Sections 18-1401, 18-1402, 18-1405 and 18-1406, C. S. Supp., 1933, relating to sewerage systems and sewage disposal plants in all cities and villages; to empower said cities and villages to issue general obligation bonds for the purposes of this Act without any reference to legal limitations concerning maximum tax levies or maximum bond issues in said cities or villages; to empower such cities or villages to contract with certain corporations with respect to furnishing their inhabitants with sewer service and to prescribe the method of payment therefor; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legisalture was ordered.

The call was raised.

Voting in the affirmative, 31:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Brodecky
Cady
Comstock
Dafoe
Dunn
Frost
Hall
Haycock
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Peterson, C. H.
Regan
Reynolds
Slepicka
Tvrdik
Von Seggern
Warner

Carlson	Howard	Peterson, J. B.	Worthing
Carsten	Johnson, R. W.	Pizer	

Voting in the negative, 10:

Brady	Gantz	Nuernberger	Thomas
Carpenter	Miller	Strong	Wells
Diers	Norton		

Not voting, 2:

Ashmore	Schultz

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATION OF VOTE

Mr. President: I am in sympathy with the objectives it is hoped to accomplish by Legislative Bill No. 481, but I am of the opinion that its provisions are in conflict with the principles and rights governing Home Rule Charters for cities, and therefore vote no.

(Signed) AMOS THOMAS.

LEGISLATIVE BILL NO. 553. (With emergency clause)

A Bill for an Act relating to agriculture; to declare the necessity of creating governmental subdivisions of the State of Nebraska, to be known as "soil conservation districts"; to engage in conserving soil resources and controlling soil erosion; to establish the state soil conservation committee, and to define its powers and duties; to provide for the creation of soil conservation districts; to define the powers and duties of soil conservation districts, and to provide for the exercise of such powers, including the power to acquire property by purchase, gift, and otherwise; to empower such districts to adopt programs and regulations for the discontinuance of land-use practices contributing to soil wastage and soil erosion, and the adoption and carrying out of soil-conserving land-use practices; to provide for financial assistance during any biennium within such appropriations as the Legislature may make from time to time for that purpose; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third

Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 6:

Ashmore
Comstock
Frost
Murphy
Nuernberger
Pizer

Not voting, 1:

Miller

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 456. (With emergency clause)

A Bill for an Act relating to municipal corporations; to empower cities of the second class and villages to acquire real estate by gift, devise or purchase for parks, public grounds, swimming pools and dams; to authorize said cities and villages to improve, maintain, manage and beautify the same; to authorize the issuance of bonds not exceeding five thousand dollars for acquiring such parks and for beautifying and improving the same by the construction of buildings, swimming pools and dams therein; to authorize the levying of taxes for maintaining said parks; to authorize the protection, regulation and control of said parks, public grounds, swimming pools and dams; to repeal Sections 17-523, 17-524, 17-525, 17-526 and 17-527, Compiled Statutes of Nebraska, 1929; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Slepicka
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 4:

Brady
Nuernberger
Schultz
Strong

Not voting, 1:

Miller

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 262. Introduced by Leland R. Hall of Adams.

A Bill to repeal Section 7, Article XII, Constitution of the State of Nebraska.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF NEBRASKA:

Section 1. That Section 7, Article XII, Constitution of the State of Nebraska is hereby repealed.

Sec. 2. That at the general election in November, 1938, there shall be submitted to the electors of the State of Nebraska for their approval or rejection the foregoing proposed repeal of Section 7, Article XII, Constitution of Nebraska in the following form:

"FOR repeal of Section 7, Article XII, Constitution of Nebraska, fixing individual liability of stockholders in banking corporations or banking institutions", and

"AGAINST repeal of Section 7, Article XII, Constitution of Nebraska, fixing individual liability of stockholders in banking corporations or banking institutions."

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 0.

Not voting, 2:

Miller
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 277. (With emergency clause)

A Bill for an Act authorizing certain corporations, organized under the laws of this state, to become members of the Federal Home Loan Bank, to provide that such corporations shall be liable for the payment of state taxes including contributions under the Unemployment Compensation Act; to amend Section 2 (h) (6) (6), Legislative Bill No. 189, Fifty-second Session, Nebraska State Legislature; to repeal said original section; and granting to them certain power in connection therewith; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 31:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Norton
Peterson, C. H.
Pizer
Regan
Reynolds
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Worthing

Voting in the negative, 7:

Brady
Neubauer
Nuernberger
Peterson, J. B.
Schultz
Warner
Wells

Not voting, 5:

Ashmore
Comstock
Howard
Miller
Murphy

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATION OF VOTE

Mr. President: I vote no because this will exclude employees from the unemployment compensation act.

(Signed) BRADY.

PRESENTED TO GOVERNOR

May 12, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 8:55 A. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 312.
LEGISLATIVE BILL NO. 212.
LEGISLATIVE BILL NO. 311.
LEGISLATIVE BILL NO. 577.
LEGISLATIVE BILL NO. 297.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Suspend Rules and Place at Head of General File

Mr. President: I move the rules be suspended and that L. B. No. 350 be placed at the head of General File, for consideration by the Legislature during the present session.

(Signed) LESTER L. DUNN.

The motion prevailed with 34 ayes, no nays, 9 not voting.

MOTION—To Suspend Rules and Refer

Mr. President: I move that Sections 6, 7 and 8 of Rule XIII be suspended and that L. B. No. 350 be referred to Committee on Enrollment and Review for engrossment.

LESTER L. DUNN.

The motion prevailed.

MOTION—To Suspend Rules and Include Amendment

Mr. President: I move that the rules be suspended and that the Committee on Enrollment and Review be instructed to amend L. B. No. 70 as follows:

To insert the sum of $5,000.00 for the purpose of employing counsel in the collection of money now due to the State of Nebraska on School Land leases.

(Signed) CARL H. PETERSON.

The motion prevailed.

MOTION—To Suspend Rules and Include Amendment

Mr. President: I move that the rules be suspended and that the Committee on Enrollment and Review be instructed to amend L. B. No. 70 as follows:

Page 22, under Section 49 change the amount $7,100,000.00 to $7,500,000.00.

(Signed) FRANK J. BRADY.

The motion prevailed.

MOTION—To Suspend Rules and Consider

Mr. President: I move that the rules be suspended and that the Legislature proceed to immediate consideration of L. B. No. 543 now on General File.

(Signed) FRANK J. BRADY.
E. M. VON SEGGERN
LESTER L. DUNN
W. F. HAYCOCK
R. C. REGAN
JOHN ADAMS, Jr.
C. F. TVRDIK
JOHN D. REYNOLDS.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 29 ayes, no nays, 13 not voting.

MOTION—To Suspend Rules and Refer

Mr. President: I move that Sections 6, 7 and 8 of Rule XIII be suspended and that L. B. No. 543 be referred to Committee on Enrollment and Review for engrossment.

E. M. VON SEGGERN.

The motion prevailed.

MOTION—To Change Position on General File

Mr. President: I move that the rules be suspended and that L. B. No. 76 be placed at the head of General File for immediate consideration.

TRACY T. FROST.

The motion was lost with 11 ayes, 11 nays, 21 not voting.

Upon request Mr. Frost was excused for the afternoon session.

MOTION—To Recess

At 11:55 A. M. on motion of Mr. Norton the Legislature recessed until 2:00 P. M.

AFTER RECESS

The Legislature reconvened at 2:50 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Diers, Ernest A. Adams, Mr. McMahon, and except Mr. Frost and Mr. Miller who were excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 387. Placed on Select File with amendments.

Enrollment and Review amendments to L. B. No. 387:

I. Amend the Standing Committee Amendments, mimeographed, page 1, Section 1 by striking that part of said section commencing with the word "Article" in line 2 down to and including the word and punctuation "Nebraska," in line 7 and by inserting in lieu thereof the following:

", Article 3, Compiled Statutes of Nebraska, 1929, as amended,".

II. Amend the Standing Committee Amendments, mimeographed, page 1, Section 1, lines 9 and 11 by striking the word "State" and by inserting in lieu thereof the word "state" wherever the same appears therein; and in line 12 of said Section 1, strike "County Treasurer" and insert in lieu thereof "county treasurer"; and in line 27 of said section on page 2 strike ". Provided," and insert in lieu thereof "; and provided".

III. Amend the Standing Committee Amendments, mimeographed, page 2, Section 2, lines 1 and 2, and on said page 2, Section 3, line 5 by engrossing the words "County Treasurer" "County Assessor" and "County Clerk" wherever the same appear in lower case.

IV. Amend the Standing Committee Amendments, mimeographed, page 3, Section 4, by striking that part of said section after the word "Section" in line 1 down to and including the punctuation "." before the word "The" in line 3 and by inserting in lieu thereof the following:

", Chapter 133, Session Laws of Nebraska, 1935, be amended to read as follows:

Sec. 3.".

V. Amend the Standing Committee Amendments, mimeographed, page 5, Section 5, by striking that part of said section commencing with the word "Senate" in line 1 down to and including the word "Section" in line 4 and by inserting in lieu thereof the following:

Section 60-302, C. S. Supp., 1933, as amended by Section 3, Chapter 131, Session Laws of Nebraska, 1935, as amended by Section 1, Chapter 132, Session Laws of Nebraska, 1935, as amended by Section 1, Chapter 12, Session Laws of Nebraska, 1935, Special, be amended to read as follows:".

VI. Amend the Standing Committee Amendments, mimeographed, page 5, Section 5, lines 4, 6, 7 and 8, by engrossing the words "County Treasurer" and "State" in lower case wherever the same appear therein.

VII. Amend the Standing Committee Amendments, mimeographed, page 6, Section 5, line 21 by inserting after the figures and punctuation "1933," the following:

"as amended by Section 3, Chapter 128, Session Laws of Nebraska, 1935,";

and in line 22 of said Section 5 on page 6 insert after the figures and punctuation "1933," the following:

"as amended by Section 2, Chapter 128, Session Laws of Nebraska, 1935,".

VIII. Amend the Standing Committee Amendments, mimeographed, page 7, Section 5, line 54 of said section strike the punctuation "." and insert in lieu thereof the punctuation ":"; and in line 62 of said section strike the word "State" and insert in lieu thereof the word "state"; and in lines 69 and 80 of said section strike ". Provided" and insert in lieu thereof "; and provided further" in each of said lines respectively.

IX. Amend the Standing Committee Amendments, mimeographed, page 8, Section 6, by striking all of said section commencing with "77-1445" therein and by inserting in lieu thereof the following:

"3, Chapter 133, Session Laws of Nebraska, 1935, is hereby repealed; and that said original Section 60-302, C. S. Supp., 1933, as amended by Section 3, Chapter 131, Session Laws of Nebraska, 1935, as amended by Section 1, Chapter 132, Session Laws of Nebraska, 1935, as amended by Section 1, Chapter 12, Session Laws of Nebraska, 1935, Special, is hereby repealed."

X. Amend the Standing Committee Amendments, mimeographed, page 1, title, line 2 by inserting after the word "ACT" therein the following:

"relating to revenue;";

and in line 5 of said title engross the words "County Treasurer" in lower case.

XI. Amend the Standing Committee Amendments, mimeographed, page 1, title, by striking that part of said title commencing with "77-1445" in line 8 down to and including the word and punctuation "Nebraska" in line 14 of said title and by inserting in lieu thereof the following:

"3, Chapter 133, Session Laws of Nebraska, 1935; amending Section 60-302, C. S. Supp., 1933, as amended by Section 3, Chapter 131, Session Laws of Nebraska, 1935, as amended by Section 1, Chapter 132, Session Laws of Nebraska, 1935, as amended by Section 1, Chapter 12, Session Laws of Nebraska, 1935, Special;"; and in line 16 of said title insert the punctuation ";" after the word "vehicles" and before the conjunction "and".

LEGISLATIVE BILL NO. 252. Correctly engrossed.
LEGISLATIVE BILL NO. 576. Correctly engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Suspend Rule

Mr. President: I move to suspend Section 12 of Rule 13 during the remainder of the present session.

(Signed) J. N. NORTON.

The motion prevailed unanimously.

SELECT FILE

LEGISLATIVE BILL NO. 387. Laid over.

MOTION—To Suspend Rules and Instruct

Mr. President: I move that the rules be suspended and the Committee on Enrollment and Review be instructed to amend Section 5 of L. B. No. 378 to provide that five per cent of the money allocated to any county under this Act for salaries and expenses of administration, in counties having a population of 200,000 inhabitants or more, and that the County Assistance Committees would have to prove to the State Assistance Committee the actual need of five per cent for administration purposes.

(Signed) C. F. TVRDIK.

A call of the Legislature was ordered.

The call was raised.

The motion was lost with 13 ayes, 11 nays, 19 not voting.

MOTION—To Recess

At 3:40 P. M. on motion of Mr. Armstrong the Legislature recessed until 8:30 P. M.

AFTER RECESS

The Legislature reconvened at 8:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Brandt, Mr. Carsten, Mr. McMahon, Mr. Miller and Mr. Neubauer.

MOTION—To Recommit to General File

Mr. President: I move that L. B. No. 378 be recommitted to General File for the following specific amendment:

On page 6, line 12 of the engrossed bill, after the first word "county" strike the period and insert a semicolon and add the following: "and provided further, that in any county having a population of two hundred thousand or more, no more than five per cent of the money allocated for assistance to such county under this Act, plus any available county funds for such purposes, shall be expended for salaries and expenses of administration of such activities in such county."

CHARLES A. DAFOE.

The motion prevailed with 24 ayes, 5 nays, 14 not voting.

MOTION—To Adopt Specific Amendment

Mr. President: I move the Specific amendment to L. B. No. 378 be adopted.

CHARLES A. DAFOE.

The motion prevailed.

MOTION—To Re-refer

Mr. President: I move that L. B. No. 378 be re-referred to Committee on Enrollment and Review for re-engrossment.

CHARLES A. DAFOE.

The motion prevailed.

MOTION—To Amend

Mr. President: I move that the Committee on Enrollment and Review be instructed to re-insert in L. B. No. 70 the sum of $31,720.00 for the University school of Music.

(Signed) R. C. REGAN.

The motion was lost with 18 ayes, 14 nays, 11 not voting.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 350.	Correctly engrossed.
LEGISLATIVE BILL NO. 543.	Correctly engrossed.
LEGISLATIVE BILL NO. 572.	Correctly engrossed.
LEGISLATIVE BILL NO. 573.	Correctly engrossed.
LEGISLATIVE BILL NO. 70.	Correctly engrossed.
LEGISLATIVE BILL NO. 483.	Correctly enrolled.
LEGISLATIVE BILL NO. 262.	Correctly enrolled.
LEGISLATIVE BILL NO. 60.	Correctly enrolled.
LEGISLATIVE BILL NO. 258.	Correctly enrolled.

LEGISLATIVE BILL NO. 555. Correctly enrolled.
LEGISLATIVE BILL NO. 267. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 483.
LEGISLATIVE BILL NO. 262.
LEGISLATIVE BILL NO. 60.
LEGISLATIVE BILL NO. 258.
LEGISLATIVE BILL NO. 555.
LEGISLATIVE BILL NO. 267.

SELECT FILE

LEGISLATIVE BILL NO. 559.

The following amendments were offered by the Committee on Enrollment and Review:

I. Amend the printed bill, page 1, Section 1, line 9—the original bill, page 2, Section 1, line 10—by striking therefrom the words "make and ".

II. Amend the printed bill, page 1, Section 1, by striking that part of said section commencing with the preposition "To" in line 14—the original bill, page 2, line 16—down to and including the word and punctuation "Tenth." in line 32 on page 2 of the printed bill—page 3, Section 1, line 40 of the original bill.

III. Amend the printed bill, page 2, Section 1, line 33—the original bill, page 3, Section 1, lines 40 and 41—by restoring to said bill the stricken matter "laws of this state, or the" and by inserting the word "session" before the word "laws" as restored therein; and in line 38 of the printed bill—line 46 of the original bill—strike "Eleventh" and insert in lieu thereof "Sixth"; and in line 50 of said Section 1 of the printed bill—line 62 of the original bill—strike "Twelfth" and insert in lieu thereof "Seventh".

IV. Amend the printed bill, page 3—the original bill, page 4—by inserting immediately after Section 1 thereon a new section as follows:

of said section in the printed bill commencing with the word "In" in line 16—page 4, Section 2, line 19 of the original bill—down to and including the word and punctuation "governor." in line 24 of the printed bill—page 5, Section 2, line 28 of the original bill—by inserting in lieu thereof the following:

"The Clerk of the Legislature shall have general control, supervision and management of the furniture, equipment and quarters occupied by the Legislature proper and its related activities. He shall at all times have charge of and supervision over legislative custodians and janitors in and about quarters in the state capitol building occupied by the Legislature. He shall keep in his office a complete record containing an itemized account of all legislative property, including furniture and equipment under his care and control. The said clerk

"Sec. 2. That Section 81-410, Compiled Statutes of Nebraska, 1929, be amended to read as follows:

81-410. It shall be the duty of the secretary of state to classify and ARRANGE FOR PUBLICATION file as permanent records in his office, the original laws, joint resolutions, and memorials passed at each session of the legislature."

V. Amend the printed bill, page 3, Section 2, line 1—the original bill, page 4, Section 2, line 1—by striking the first figure "2" and by inserting in lieu thereof the figure "3"; and strike that part **shall, forthwith upon the effective date of this Act make or cause to be made an inventory of all legislative property including furniture and equipment belonging to the Legislature; and each year thereafter the said Clerk shall make or cause to be made an inventory of all said legislative property, and he shall be held responsible if any of the same be lost, destroyed or unaccounted for. The said Clerk, shall make a verified report which shall cover all his transactions with respect to legislative property, including furniture and equipment, and, commencing in 1939 shall include the same in a report of the activities under his charge to the Legislature. Said report shall show in detail all expenditures made on account of legislative property, including furniture and equipment, condition of all legislative property under his care and control, together with the report of any loss, destruction or injury to any such property and the causes thereof, the measures in his judgment necessary for the care and preservation of said legislative property under his control and any further recommendations concerning the same which he may see fit to make in the premises. As soon as practicable after adjournment of the Fifty-second session of the Nebraska State Legislature, the Clerk of the Legislature shall, under the direction of the Legislative Council, employ or contract with some suitable person or persons to rearrange the former Senate** (east) Chamber for sessions of the Legislature of forty-three members by installing therein nine additional desks of similar type to those now therein; and, under like direction, to make necessary changes in the voting and lighting systems and such other changes as are recommended in the report of the Committee on Seating Arrangements set forth on pages 1622 to 1625, inclusive, of the Fifty-second Session, Legislative Journal. The Clerk of the Legislature shall also arrange for proper care and treatment of floor coverings and draperies in the legislative chambers to prevent insect and other damage thereto. The clerk of the Legislature shall compile, index, classify, arrange for publication and print, or cause the same to be done, under his direction and supervision as soon as possible after the adjournment of the Legislature in each odd-numbered year thereafter, the session laws of the legislature comprising all laws, resolutions in the nature of legislative bills and memorials enacted by the Legislature since the last publication thereof. The clerk of the Legislature shall likewise arrange for publication and print the session laws of special sessions of the legislature as soon after adjournment thereof as can conveniently be done. The clerk of the Legislature shall also classify and arrange for publication such laws, resolutions in the nature of legislative bills and memorials in form of separate printed acts for publication and distribution as the legislature, by resolution from time to time, shall direct. The Secretary of State shall certify that the contents of said session laws are true and accurate copies of all laws, resolutions in the nature of legislative bills and memorials enacted by the Legislature since the last publication thereof and that the same have been by him or under his direction carefully compared with the enrolled copies thereof deposited in the office of the Secretary of State. The Clerk of the Legislature shall certify as to the correctness of the Legislative Journal. The clerk of the Legislature shall cause to be published in each volume of the session laws a printed copy of said certificate. The session laws and legislative journals, when printed and bound shall be delivered by the printing contractor to the state librarian for distribution. Session law compilations shall be indexed in conformity with the index appearing in the last general compilation or revision of the statutes, but more compact and abbreviated in detail. The clerk of the Legislature shall prepare and deliver on or before October 15, 1938, and on or before October fifteenth in each even-numbered year thereafter, printing and binding specifications for the session laws to the tax commissioner for the reception of bids and for the awarding contract for the printing and binding thereof in like manner as bids for legislative supplies are received and contract awarded. All printed copies of the session laws issued for public use shall be plainly marked Property of the State of Nebraska. Immediately upon the taking effect of this Act all records, accounts, books,

documents, property and assets in the possession of or under the control of the Secretary of State concerning the publication, compilation and distribution of legislative journals, resolutions, memorials and session laws including bound volumes of the same now in his possession shall be delivered to and taken possession of by the state librarian.

VI. Amend the printed bill, page 5, Section 3, line 1—the original bill page 6, Section 3, line 1—by striking the first figure "3" and by inserting in lieu thereof the figure "4"; and in line 3 of the printed bill—line 3 of the original bill—strike "secretary of state" and insert "**state librarian**"; and in said line 3 of the printed bill—line 4 of the original bill—insert after the word "authorized" and before the preposition "to" the words "**and directed**"; and in line 4 of the printed bill—line 4 of the original bill—insert the word "**session**" after the first word "the" therein, and restore the stricken words "laws and"; and in said line insert the article "**the**" before the word "**legislative**"; and in lines 4 and 5 of the printed bill—line 5 of the original bill—strike "as hereinafter prescribed"; and strike the remainder of said section commencing with the words "**The state librarian**" in line 9 of the printed bill—line 10 of the original bill.

VII. Amend the printed bill, page 6, Section 4, line 1—page 8, Section 4, line 1 of the original bill—by striking the first figure "4" and by inserting in lieu thereof the figure "5"; and in lines 7 and 8, 11, 13, 16 and 17 of the printed bill—lines 9, 14, 16, 19 and 20 and 21 of the original bill—strike the words "secretary of state" wherever the same appear therein and insert in lieu thereof the words "**state librarian**" in each instance respectively.

VIII. Amend the printed bill, pages 6 and 7, Sections 5, 6, 7 and 8, line 1 of each of said sections—the original bill, page 9, Sections 5, 6, 7 and 8, line 1—by renumbering each of said sections as 6, 7, 8 and 9, respectively.

IX. Amend the printed bill, page 7, Section 8, line 4—the original bill, page 10, Section 8, line 4—by striking the words "secretary of state" and by inserting in lieu thereof "**state librarian**"; and in line 9 of the printed bill,—line 12 of the original bill—strike "shall be" therein; and in line 10 of the printed bill—lines 12 and 13 of the oiginal bill—strike "who shall use the same" and insert "**shall be used by him**"; and also in line 10 of the printed bill, line 13 of the original bill—insert the punctuation "," after the word "required" and before the preposition "for"; and in line 13 of the printed bill—line 16 of the original bill—strike "**state librarian**" and insert "**clerk of the Legislature**".

X. Amend the printed bill, page 8, Section 9, line 1—the original bill, page 10, Section 9, line 1—by striking the first figure "9" and by inserting in lieu thereof the figures "10"; and in line 7 of the printed bill—line 9 of the original bill—strike **"secretary of state"** and insert in lieu thereof **"state librarian."**

XI. Amend the printed bill, page 8—the original bill, page 11—by renumbering Sections 10 and 11 as 11 and 12 respectively; and on page 8, Section 10, line 1 of the printed bill—page 11, Section 10, line 1 of the original bill—insert "81-410," before the figures and symbol "50-114".

XII. Amend the printed bill, page 1, title, line 2—the original bill, page 1, title, line 2—by inserting "81-410," before the figures and symbol "50-114" therein; and in line 5 of the title of said printed bill—line 7 of the title of said original bill—insert after the word and punctuation "legislature;" the following:

"relating to duties of officers of the legislature;".

XIII. Strike all the Committee of the Whole Amendments and all other amendments, if any, to the bill.

LEGISLATIVE BILL NO. 559.

(See Enrollment and Review amendments as found in this day's Legislative Journal)

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

MOTION—For Unanimous Consent

Mr. President: I move that unanimous consent be given to consider amendments to L. B. 559.

E. M. NEUBAUER.

The motion prevailed.

MOTION—To Amend

Mr. President: I move to amend L. B. No. 559 as follows:

In Section 3, after the word "legislature" in line 14, add the following:

"the services of the Clerk shall be available to the Legislative Council and to such other ad interim committees acting for the Legislature,"

E. M. NEUBAUER.

The motion prevailed.

Referred for Engrossment

LEGISLATIVE BILL NO. 559. Referred to Committee on Enrollment and Review for engrossment.

MOTION—To Recommit for Correction

Mr. President: I move that Legislative Bill No. 70, now on Third Reading File, be recommitted to the Committee on Enrollment and Review to correct an error and for re-engrossment as follows:

1. Amend the Standing Committee Amendments, mimeographed, page 22, Section 49, subsection "State Funds" by striking all of said subsection and by inserting in lieu thereof the following:

"State Funds

Appropriate from alcoholic liquor taxes and collections arising under Chapter 116, Session Laws of Nebraska, 1935, as amended by Legislative Bill No. 523, Fifty-second Session and as amended by Section 7, Legislative Bill No. 378, Fifty-second Session, and appropriate 8 per cent of gasoline tax fund, arising under Legislative Bill No. 158, Fifty-second Session and appropriate the proceeds of excise and estate taxes levied under Legislative Bill No. 374, Fifty-second Session and appropriate proceeds of all head taxes collected under Section 6, Legislative Bill No. 378, Fifty-second Session, together with any unexpended balances for biennium ending June 30, 1937, in said fund or in any other fund inuring to the State Assistance Fund, not to exceed................$7,500,000.00,

to be allocated and distributed according to law, including directions contained in Legislative Bill No. 378, Fifty-second Session, Nebraska State Legislature."

(Signed) ROBT. M. ARMSTRONG.

The motion prevailed.

MOTION—To Amend

Mr. President: I move that L. B. No. 70, now on Third Reading File, be recommitted to General File for the following Specific amendment:

1. Amend the Standing Committee Amendments, mimeographed, page 2, Section 6, caption "Secretary of State" by inserting at the conclusion thereof the following:

"Publication cost and other election expenses incidental to publishing and submitting proposed constitutional amendments in Legislative Bill No. 60 and Legislative Bill No. 262...$40,000.00"

TRACY T. FROST.

The motion was lost.

MOTION—To Re-refer

Mr. President: I move that L. B. No. 70 be re-referred to Committee on Enrollment and Review for re-engrossment.

ROBT. M. ARMSTRONG.

The motion prevailed.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 204. Correctly enrolled.
LEGISLATIVE BILL NO. 269. Correctly enrolled.
LEGISLATIVE BILL NO. 279. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 204.
LEGISLATIVE BILL NO. 269.
LEGISLATIVE BILL NO. 279.

PRESENTED TO GOVERNOR

May 12, 1937.

Mr. President: Your Committee on Enrollment and Review respectfullly reports that we have this day, at 5:00 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 367.
LEGISLATIVE BILL NO. 298.
LEGISLATIVE RESOLUTION NO. 6.

(Signed) ROBT. M. ARMSTRONG, Chairman..

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 559.	Correctly engrossed.
LEGISLATIVE BILL NO. 70.	Correctly re-engrossed.
LEGISLATIVE BILL NO. 378.	Correctly re-engrossed.

MOTION—To Adjourn

At 10:00 P. M. on motion of Mr. Norton, the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

NINETY-SIXTH DAY

Legislative Chamber,

Lincoln, Nebraska, May 13, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present.

The Journal for the Ninety-fifth Day was approved.

COMMUNICATIONS

A letter was read from Mrs. Frank J. Brady thanking the members for flowers sent to her while she was in the hospital.

RESOLUTION

The following resolution was introduced by C. J. Warner, Walter R. Johnson and J. N. Norton:

RESOLUTION

Suggesting and Authorizing the Governor to Appoint a Commission of Fifteen Nebraska Citizens to Represent the State of Nebraska to Attend and to Participate in June, 1938 at Wilmington, Delaware and Philadelphia, Pennsylvania in the Tercentenary of the Founding of the Swedish Colony on the Banks of the Delaware.

WHEREAS, there will be held in Philadelphia, Pennsylvania and Wilmington, Delaware in June, 1938, a tercentenary celebration of the founding of the Swedish Colony on the banks of the Delaware, and

WHEREAS, bills or resolutions have been introduced in and adopted by several state legislatures directing their respective states to attend and to participate in said celebration, and

WHEREAS, the state of Nebraska embraces within her citizenry many persons who have a just pride in their descent from other Swedish pioneers equally hardy and as enterprising as the earlier sons of the North who planted the first Swedish Colony in America,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That it is the sense of this Legislature that the Governor of the state of Nebraska be empowered to appoint fifteen Nebraska citizens who are of Swedish origin to represent the state of Nebraska at the tercentennial on the banks of the Delaware in June, 1938, the members so appointed to bear their own expenses incident to taking part in said celebration.

2. That a copy of this Resolution, properly authenticated and suitably engrossed, be by the Clerk of this Legislature delivered to His Excellency R. L. Cochran, Governor of the state of Nebraska, for appropriate action, after the same shall have been spread at large upon the legislative journal.

MOTION—To Suspend Rules and Adopt

Mr. President: I move the rules be suspended and that the resolution be adopted.

CHARLES J. WARNER.

The motion prevailed with 35 ayes, no nays, 8 not voting.

MOTION—To Call Up L. B. 438

Mr. President: I move that we call up L. B. No. 438 to be voted upon.

CHARLES F. TVRDIK.

The motion prevailed.

Whereupon, the President stated: "Shall the bill pass, notwithstanding the objection of the Governor?"

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 27:

Adams, E. A.
Brady
Carlson
Carsten
Comstock
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, W. R.
Knickrehm
McMahon
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Warner
Worthing

Voting in the negative, 8:

Brandt
Cady
Carpenter
Dafoe
Johnson, R. W.
Pizer
Regan
Wells

Not voting, 8:

Adams, J., Jr.
Armstrong
Ashmore
Brodecky
Diers
Miller
Nuernberger
Von Seggern

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed, notwithstanding the Governor's veto, and the title agreed to.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 308.

A Bill for an Act to amend Section 44-310, Compiled Statutes of Nebraska, 1929, relating to insurance; to prescribe legal investments for domestic insurance companies; to provide a savings clause; and to repeal said original section.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Adams, E. A.
Adams, J., Jr.
Brady
Brandt
Dafoe
Diers
Dunn
Gantz
McMahon
Murphy
Neubauer
Norton
Slepicka
Strong
Thomas
Tvrdik

Brodecky	Hall	Peterson, C. H.	Von Seggern
Carlson	Haycock	Pizer	Warner
Carpenter	Johnson, W. R.	Regan	Wells
Carsten	Knickrehm	Schultz	Worthing

Voting in the negative, 2:

Nuernberger	Peterson, J. B.

Not voting, 9:

Armstrong	Comstock	Howard	Miller
Ashmore	Frost	Johnson, R. W.	Reynolds
Cady			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 478. (With emergency clause)

A Bill for an Act relating to monopolies; declaring to be an unlawful monopoly and its purposes to be in restraint of trade, any combination of persons, firms or corporations which fixes and determines the amount of money to be paid to it or to its members for the privilege of rendering privately or publicly for profit within this state copyrighted vocal or instrumental musical compositions, when such combination is composed of a substantial number of all musical composition copyright owners or their heirs, successors or assigns; to require each composer and each author of vocal or instrumental copyrighted musical compositions to act independently of each other and of any combination as herein declared unlawful in determining license fees and other rights within this state; to require the author, composer, printer and publisher to specify upon the musical composition the selling price thereof for all uses that may be made thereof including public performance for profit within this state; to declare that any purchaser thereof, who pays such price therefor, shall have the right to render such music privately or publicly for profit within this state; to declare all existing agreements requiring license fees or other exactions for the privilege of rendering copyrighted musical compositions publicly for profit within this state with any combination of persons, firms or corporations herein declared unlawful to be void and nonenforceable; to permit the present owners, possessors and users of such copyrighted music to render the same privately or publicly for profit within this state without interference by such unlawful combination; to provide for the appointment of a receiver and injunctive relief and the dissolution of such combination as here declared unlawful; to determine in such action the legal owner of such copyrighted musical compositions; to adjust and fix in such action the license fee to be paid, if any, and the terms for the use of such musical compositions in this state; to provide for the protection of theatres, moving picture houses, hotels, places for education and public performance or amusement, radio broadcasting, radio receiving and radio re-broadcasting stations affiliated with other persons, firms or corporations outside the State of Nebraska against the collection of license fees or other exactions by such out-of-the-state affiliates for or on account of any combination declared unlawful under Section 1 hereof; to provide that the responsibility and all liability for any infringement of copyrighted musical compositions conveyed by radio broadcast, air, wire, electrical transcription, or sound production apparatus, or by personal performance coming from outside this state, and used herein, to rest entirely with the out-of-the-state person, firm or corporation originally emanating or sending the same into this state for use herein; to provide penalties for the violation hereof; to empower the County Attorneys and the Attorney General, upon complaint of any party aggrieved by any violation hereof, to proceed to enforce the penalties hereof against such combination and any of its representatives, members or agents, and against the property of such unlawful combination within this state; to define the method of service of process upon such combination as herein declared illegal; to empower any party aggrieved by any violation hereof to proceed in his own right hereunder; to define the legal procedure required to carry out the provisions hereof; to provide for the recovery of costs, expenses and attorney's fees; to provide for the filing of each said composition in the office of the Secretary of State before selling or disposing of the same, together with the amount of filing fee therefor; to provide that the terms of this Act shall be cumulative; to provide that any part of this Act declared illegal shall not affect the validity of the remaining parts hereof; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 32:

Adams, E. A.
Armstrong
Ashmore
Brady
Carsten
Comstock
Dunn
Frost
McMahon
Murphy
Neubauer
Norton
Schultz
Slepicka
Strong
Thomas

Brodecky
Cady
Carlson
Carpenter
Gantz
Hall
Howard
Knickrehm
Peterson, C. H.
Peterson, J. B.
Regan
Reynolds
Tvrdik
Von Seggern
Warner
Wells

Voting in the negative, 7:

Brandt
Dafoe
Diers
Haycock
Johnson, R. W.
Pizer
Worthing

Not voting, 4:

Adams, J., Jr.
Johnson, W. R.
Miller
Nuernberger

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATION OF VOTE

Mr. President: Although I agree with the proponents of this measure in their attempts to "curb" the actions of the Ascap Corporation, I vote no because in my opinion this act, if passed, will only be in force until its constitutionality is tested.

(Signed) W. E. WORTHING.

LEGISLATIVE BILL NO. 9.

A Bill for an Act to amend Section 39-1401, C. S. Supp., 1933, as amended by Section 1, Chapter 89, Session Laws of Nebraska, 1935, relating to state highways; to provide changes in and additions to the state highway system; and to repeal said original section, as amended.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 32:

Adams, E. A.
Adams, J., Jr
Armstrong
Diers
Dunn
Frost
Miller
Murphy
Neubauer
Reynolds
Schultz
Slepicka

Brady
Brodecky
Carlson
Carsten
Comstock
Gantz
Hall
Haycock
Knickrehm
McMahon
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Strong
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 9:

Brandt
Cady
Carpenter
Dafoe
Johnson, R. W.
Johnson, W. R.
Regan
Thomas
Wells

Not voting, 2:

Ashmore
Howard

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL NO. 415. (With emergency clause)

A Bill for an Act relating to public welfare; to provide for the reporting of the birth of and the enumeration and education of crippled children in Nebraska; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 40:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 3:

Carlson
Murphy
Regan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 431. (With emergency clause)

A Bill for an Act to amend Sections 14-514, 15-803, 16-702, 79-212 and 79-2722, Compiled Statutes of Nebraska, 1929; to amend Sections 17-567, 79-2523 and 79-2621, C. S. Supp., 1933, relating to revenue; to provide that an additional one-fourth mill upon the dollar of actual valuation upon all the property subject to taxation within the taxing districts of the state of Nebraska herein specified may be levied for the establishment of a recreation fund to be used for playgrounds and recreation purposes and for their management and supervision; to provide that in cities and villages and in the school district lying wholly or partially within the corporate limits of such cities or villages the combined levy in both city and school district shall not exceed one-fourth mill in any one year, and, in no event shall said additional levy be made either in said city or in said school district unless sixty per cent or more of the electors therein shall petition the local governing bodies to do so and submit a plan for the expenditure of such funds or unless sixty per cent or more of the votes cast on said proposition submitted at a general municipal election shall favor the same; to provide that if either said city or village or said school district situated in the same taxing district in whole or in part shall adopt said plan and authorize said additional levy, the other shall be perpetually estopped from adopting a like plan or authorizing said additional levy to carry it out as long as said plan is in operation in said taxing district; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 30:

Adams, E. A.	Dafoe	Knickrehm	Reynolds
Brandt	Diers	McMahon	Schultz
Brodecky	Dunn	Miller	Slepicka

Cady
Carlson
Carpenter
Carsten
Comstock
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Murphy
Norton
Peterson, J. B.
Pizer
Regan
Tvrdik
Von Seggern
Worthing

Voting in the negative, 9:

Ashmore
Brady
Howard
Johnson, W. R.
Neubauer
Nuernberger
Strong
Thomas
Wells

Not voting, 4:

Adams, J., Jr.
Armstrong
Peterson, C. H.
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—To Recess

At 11:35 A. M. on motion of Mr. Brandt the Legislature recessed until 2:30 P. M.

AFTER RECESS

The Legislature reconvened at 2:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Murphy who was excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 569. Correctly enrolled.
LEGISLATIVE BILL NO. 268. Correctly enrolled.
LEGISLATIVE BILL NO. 522. Correctly enrolled.
LEGISLATIVE BILL NO. 442. Correctly enrolled.
LEGISLATIVE BILL NO. 481. Correctly enrolled.
LEGISLATIVE BILL NO. 456. Correctly enrolled.
LEGISLATIVE BILL NO. 498. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 569.
LEGISLATIVE BILL NO. 268.
LEGISLATIVE BILL NO. 522.
LEGISLATIVE BILL NO. 442.
LEGISLATIVE BILL NO. 481.
LEGISLATIVE BILL NO. 456.
LEGISLATIVE BILL NO. 498.

MOTION—To Recommit

Mr. President: I move that we recommit L. B. No. 70 to General File for the following Amendment:

Strike amendment XV as shown adopted on May 11, 1937 and shown on page 1642 of the Journal, and insert the original provisions in said standing committee amendments in regard thereto.

CHARLES A. DAFOE.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 22 ayes, 12 nays, 9 not voting.

MOTION—To Adopt Amendment

Mr. President: I move the Specific Amendment to L. B. No. 70 be adopted.

J. N. NORTON.

A call of the Legislature was ordered.

The call was raised.

The motion prevailed with 22 ayes, 10 nays, 11 not voting.

MOTION—To Re-refer

Mr. President: I move that L. B. No. 70 be re-referred to Committee on Enrollment and Review for re-engrossment.

J. N. NORTON.

The motion prevailed.

PRESENTED TO GOVERNOR

May 13, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 2:35 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 483.
LEGISLATIVE BILL NO. 279.
LEGISLATIVE BILL NO. 269.
LEGISLATIVE BILL NO. 204.
LEGISLATIVE BILL NO. 267.
LEGISLATIVE BILL NO. 555.
LEGISLATIVE BILL NO. 258.
LEGISLATIVE BILL NO. 60.
LEGISLATIVE BILL NO. 262.
LEGISLATIVE BILL NO. 413.
LEGISLATIVE BILL NO. 281.

(Signed) ROBT. M. ARMSTRONG, Chairman.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 380. (With emergency clause)

A Bill for an Act to amend Section 13, Chapter 30, Session Laws of Nebraska, 1935, Special, relating to public welfare, public health and social security; to prescribe that assistance for dependent children shall continue through the biennium ending June 30, 1939; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Comstock
Dafoe
Diers
Dunn
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Reynolds
Schultz
Strong
Thomas

Brandt
Brodecky
Cady
Carlson
Carsten
Frost
Gantz
Hall
Haycock
Howard
Miller
Neubauer
Norton
Peterson, J. B.
Regan
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 1:

Pizer

Not voting, 6:

Ashmore
Carpenter
Murphy
Nuernberger
Peterson, C. H.
Slepicka

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 578. (With emergency clause)

A Bill for an Act to amend Section 2, Legislative Bill No. 55, Fifty-second Session, Nebraska State Legislature, 1937, relating to live stock sales rings; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 34:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Cady
Carlson
Carpenter
Dafoe
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Norton
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 0.

Not voting, 9:

Brady
Diers
Murphy
Nuernberger

Carsten
Comstock
Johnson, W. R.
Neubauer
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Mr. Brady was excused for the remainder of the afternoon.

LEGISLATIVE BILL NO. 579. (With emergency clause)

A Bill for an Act to amend Section 2, Legislative Bill No. 169, Fifty-second Session, Nebraska State Legislature, 1937, relating to lighting the tower of the State Capitol Building; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 0.

Not voting, 6:

Brady
Gantz
Johnson, W. R.
Murphy
Strong
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 112.

A Bill for an Act relating to schools; to prohibit any person preparing or delivering any questionnaire, employment application or information blank to any applicant for any teaching position in the public schools of this state, if said questionnaire, application or blank shall contain any inquiry or reference to the religious affiliation or religious belief of said applicant; and to provide penalties for violations of this Act.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Brodecky
Cady
Carpenter
Dafoe
Dunn
Frost
Haycock
Howard
Johnson, R. W.
Knickrehm
McMahon
Miller
Norton
Nuernberger
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 2:

Diers
Thomas

Not voting, 13:

Ashmore
Brady
Carlson
Carsten
Comstock
Gantz
Hall
Johnson, W. R.
Murphy
Neubauer
Peterson, C. H.
Peterson, J. B.
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STATEMENT FOR JOURNAL

Mr. President: I request the Journal to show that had I been present I would have voted "Aye" on L. B. No. 112.

(Signed) HARRY E. GANTZ.

LEGISLATIVE BILL NO. 567. (With emergency clause)

A Bill for an Act to make appropriations for the payment of claims filed against the State of Nebraska in the office of the Auditor of Public Accounts, not heretofore paid, and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain moneys so appropriated shall be paid and expended; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having

elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 30:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Carlson
Carpenter
Carsten
Comstock
Diers
Dunn
Frost
Gantz
Haycock
Johnson, R. W.
Knickrehm
McMahon
Miller
Neubauer
Norton
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Thomas
Tvrdik
Von Seggern
Wells

Voting in the negative, 2:

Strong
Warner

Not voting, 11:

Brady
Brodecky
Cady
Dafoe
Hall
Howard
Johnson, W. R.
Murphy
Nuernberger
Peterson, C. H.
Worthing

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 389. (With emergency clause)

A Bill for an Act to amend Section 50-113, Compiled Statutes of Nebraska, 1929, relating to the Legislature; to provide that the Clerk of the Legislature shall receive a salary in the sum of Three Thousand Six Hundred Dollars ($3,600.00) per annum, payable monthly; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 33:

Adams, E. A.
Armstrong
Diers
Dunn
McMahon
Miller
Thomas
Tvrdik

Ashmore
Brandt
Brodecky
Cady
Carlson
Carsten
Dafoe
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Knickrehm
Neubauer
Norton
Pizer
Regan
Reynolds
Slepicka
Strong
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 2:

Peterson, J. B.
Schultz

Not voting, 8:

Adams, J., Jr.
Brady
Carpenter
Comstock
Johnson, W. R.
Murphy
Nuernberger
Peterson, C. H.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATION OF VOTE

Mr. President: This bill creates the third legislative office. Since I am opposed to the creation of any new jobs, I therefore vote no.

(Signed) SCHULTZ.

LEGISLATIVE BILL NO. 425. (With emergency clause)

A Bill for an Act relating to public welfare and assistance and social security; to amend Section 2, Chapter 20, Session Laws of Nebraska, 1935, Special, relating to state administration of the State Assistance Fund and of public welfare and assistance; to provide that the Board of Control, through the Director of Assistance, shall administer the same; to provide that all meetings of the Board of Control under the provisions of this Act shall be open to the public; to transfer and assign all powers and duties of the State Assistance Committee and of the State Child Welfare Bureau to the Board of Control; to establish the office of Director of Assistance under the Board of Control; to provide for his appointment and tenure of office; to transfer and assign all powers and duties of the Director of the State Child Welfare Bureau to the Director of Assistance under the Board of Control; to repeal said original section; to repeal Sections 81-5714 and 81-5716, C. S. Supp., 1933; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the

Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Adams, E. A.
Ashmore
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Reynolds
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 1:

Pizer

Not voting, 5:

Adams, J., Jr.
Armstrong
Brady
Comstock
Murphy

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATION OF VOTE

Mr. President: I vote yes on L. B. No. 425, the same being the key bill for social security. We must have same passed to administer the program. However, I feel that a much better bill could have been drawn by the Legislature had they seen fit to do so.

(Signed) TRACY T. FROST.

MOTION—To File Bills With Clerk

Mr. President: I move that the chairman of each standing committee be requested to file with the Clerk of the Legislature any bills remaining in his possession so that a proper record may be made of the final disposition of such bills.

(Signed) J. N. NORTON.

The motion prevailed.

APPROVED BY THE GOVERNOR

May 13th, 1937.

Honorable Walter H. Jurgensen,
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 367
Legislative Bill No. 383
Legislative Bill No. 299
Legislative Resolution No. 6
Legisaltive Bill No. 280
Leigslative Bill No. 319
Legislative Bill No. 297
Legislative Bill No. 298
Legislative Bill No. 311
Legislative Bill No. 565

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

At 4:25 P. M. the Legislature was at ease for 15 minutes.

STANDING COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL NO. 70. Correctly re-engrossed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

Former Senator Fred G. Hawxby addressed the Legislature.

Mr. Reynolds was excused for the session on Friday.

MOTION—To Adjourn

At 4:50 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

NINETY-SEVENTH DAY

Legislative Chamber,
Lincoln, Nebraska, May 14, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

Rabbi J. J. Ogle led the Legislature in prayer.

The roll was called and all members were present except Mr. Reynolds who was excused.

The Journal for the Ninety-sixth Day was approved as corrected.

APPROVED BY GOVERNOR

May 13th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 60
Legislative Bill No. 258
Legislative Bill No. 267

Legislative Bill No. 413
Legislative Bill No. 555
Legislative Bill No. 204
Legislative Bill No. 262
Legislative Bill No. 269
Legislative Bill No. 483
Legislative Bill No. 312

Respectfully,

(Signed) THEO. M. OSTERMAN
Secretary to the Governor

RESOLUTION

Approving Membership of the Legislative Council 1937-1939.

PREAMBLE

WHEREAS, each of the five Nebraska Congressional Districts have nominated three legislators to serve on the Legislative Council from 1937 to 1939, and each of said districts have reported the fact of their selections to membership on said Legislative Council to this Legislature according to law, and

WHEREAS, said nominations must be approved by this Legislature so that said Legislative Council may organize and commence to function,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That the several nominations to membership in the Legislative Council for 1937-1939, be approved by this Legislature as follows:

First Congressional District
Charles J. Warner
Fred L. Carsten
Robert M. Armstrong

Second Congressional District
Amos Thomas
Charles F. Tvrdik
Ernest A. Adams

Third Congressional District
Emil M. Von Seggern
L. C. Nuernberger
Frank J. Brady

Fourth Congressional District
Frank S. Wells
Hugh B. Ashmore
J. N. Norton
Fifth Congressional District
A. L. Miller
L. B. Murphy
Harry E. Gantz

(Signed) J. N. NORTON.

MOTION—To Adopt Resolution

Mr. President: I move the rules be suspended and that the resolution approving membership of the Legislative Council be adopted.

J. N. NORTON.

The motion prevailed with 32 ayes, no nays, 11 not voting.

RESOLUTION

Directing the Custodian of the State Capitol Building to Assign and Set Aside Quarters in the State Capitol Building for the Exclusive Joint Use of the Legislative Council and the Nebraska Legislative Reference Bureau and to Direct the Legislative Custodian Adequately and Properly to Equip the Same Out of Legislature Equipment and Furniture.

PREAMBLE

WHEREAS, Legislative Bill No. 395, Fifty-second Session, Nebraska State Legislature, 1937, creating and establishing a Legislative Council from the members of this Legislature, among other things, specifically provides that said Legislative Council shall occupy and maintain offices in the State Capitol Building, and

WHEREAS, said Legislative Bill No. 395 further provides, among other things, that said Council may require the services of the Nebraska Legislative Reference Bureau to assist said Council in its work ad interim, and

WHEREAS, this Legislature deems that it will be both economical and expedient to provide for the housing of both of these strictly governmental activities, said Legislative Council and said Legislative Reference Bureau, in the same quarters,

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEBRASKA IN FIFTY-SECOND REGULAR SESSION ASSEMBLED:

1. That the custodian of the State Capitol Building of the state of Nebraska be directed forthwith to assign and set aside for the exclusive joint use of the Legislative Council and the Nebraska Legislative Reference Bureau for their work ad interim definite quarters in said State Capitol Building known as Rooms 1104, 1104a, 1106 and 1108, until further order of this Legislature.

2. That the legislative custodian, Mr. Harry Bradley, be directed to equip said quarters so assigned with legislative furniture and equipment, as directed by said Council adequate and sufficient for the purposes of carrying on the work of said Council in an efficient manner; and that said legislative custodian be charged with the duty of furnishing the quarters so assigned with regular and proper janitor service after this Legislature shall have adjourned, until further order of this Legislature, as other legislative rooms and quarters are kept and maintained.

3. That copies of this resolution be forthwith delivered by the Clerk of this Legislature to the custodian of the State Capitol and to the legislative custodian after the same shall have been spread at large upon the Legislative Journal.

(Signed) J. N. NORTON.

MOTION—To Adopt Resolution

Mr. President: I move the rules be suspended and the resolution regarding office quarters and equipment for the Legislative Council be adopted.

J. N. NORTON.

The motion prevailed with 34 ayes, no nays, 9 not voting.

MESSAGES FROM THE GOVERNOR

May 14th, 1937.

To the President and Members of the Legislature
Gentlemen:

I am returning legislative bill 279 without my approval. This bill provides for vocational education of the adult blind.

My objections to this bill are as follows:

1. It would distribute responsibilities for public assistance and education when the policy is, as in legislative bill 425, (just passed by your honorable body) to concentrate responsibility for those activities under the State Board of Control.

2. There is provision under existing statutes for furnishing vocational training to the adult blind under the State Board of Control.

3. Section 9 of this bill provides for the repeal of several sections of valuable laws without substituting any provision of law to take their place.

4. This bill is objectionable for the reason that it carries a separate appropriation in addition to appropriations provided for public assistance and education including the blind in the general appropriation bill.

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

May 14th, 1937.

To the President and Members of the Legislature

Gentlemen:

I am returning legislative bill 564 without by approval. This bill provides for a comptroller to be selected by the legislature. It also provides for the appointment of a clerical assistant by the comptroller. It provides for the performing of certain duties which are largely a duplication of duties now prescribed by law to be performed by the State Auditor and the Finance Department under the State Tax Commissioner. All of the information which would be made available through such an agency would be available in the State Auditor's office and in the Finance Division under the State Tax Commissioner's office, both offices of which were created by the constitution of this state.

You have passed legislative bill 395 providing for a legisative council, under the provisions of which any research work considered necessary can be performed.

Not only would the creation of this new position, as provided in legislative bill 564, be a duplication of existing offices, but it provides also for the assumption of duties on the part of the legislative branch of the government which distinctly belong under our constitution to the administrative branch of our government.

Respectfully submitted,
(Signed) R. L. COCHRAN, Governor.

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 374. (With emergency clause)

A Bill for an Act relating to revenue; to amend Section 77-2306, Compiled Statutes of Nebraska, 1929; to amend Section 77-2302, C. S. Supp., 1933, relating to revenue; to provide that proceeds from the estate or excise tax upon the transfer of property from resident decedents shall be collected by the state Treasurer for the use and benefit of the State Assistance Fund; to provide that interest at the rate of eight per cent per annum on estate tax as indicated by the return of the taxpayer upon transfers from resident decedents to others shall be charged for and collected from due date until paid; to provide that interest on any deficiency in said tax shall become due and payable at the same rate of interest from and after twenty days subsequent to the determination of said tax deficiency until paid; to amend Section 1, Legislative Bill No. 143, Fifty-second Session, Nebraska State Legislature; to authorize county boards and the governing bodies of municipalities to levy during the years 1937 and 1938 a property tax of not to exceed one mill for the relief of unemployed and indigent persons; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 29:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Cady
Carlson
Dafoe
Diers
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Norton
Nuernberger
Peterson, C. H.
Regan
Slepicka
Tvrdik
Von Seggern
Worthing

Voting in the negative, 13:

Brady
Carpenter
Carsten
Comstock
Dunn
Neubauer
Peterson, J. B.
Pizer
Schultz
Strong
Thomas
Warner
Wells

Not voting, 1:

Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 252. (With emergency clause)

A Bill for an Act relating to cooperative, non-profit, membership corporations organized to engage in rural electrification; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 20:

Armstrong
Brady
Brandt
Brodecky
Carlson
Carpenter
Diers
Dunn
Gantz
Haycock
Howard
Johnson, R. W.
McMahon
Neubauer
Norton
Regan
Schultz
Strong
Von Seggern
Warner

Voting in the negative, 9:

Adams, E. A.
Carsten
Dafoe
Frost
Knickrehm
Peterson, J. B.
Pizer
Thomas
Worthing

Not voting, 14:

Adams, J., Jr.
Ashmore
Cady
Comstock
Hall
Johnson, W. R.
Miller
Murphy
Nuernberger
Peterson, C. H.
Reynolds
Slepicka
Tvrdik
Wells

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 252 With Emergency Clause Stricken

A call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 23:

Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Carlson
Carpenter
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
McMahon
Neubauer
Norton
Regan
Schultz
Strong
Von Seggern
Warner
Wells

Voting in the negative, 10:

Adams, E. A.
Dafoe
Frost
Johnson, W. R.
Knickrehm
Peterson, C. H.
Peterson, J. B.
Pizer
Thomas
Worthing

Not voting, 10:

Ashmore
Cady
Carsten
Comstock
Miller
Murphy
Nuernberger
Reynolds
Slepicka
Tvrdik

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

EXPLANATION OF VOTE

Mr. President: I vote no on L. B. No. 252 because I believe all that can be accomplished under its provisions is now provided for in S. F.310.

(Signed) DAFOE.

LEGISLATIVE BILL NO. 69. (With emergency clause)

A Bill for an Act to provide for the payment of the salaries of the Nebraska State Government, except the Commissioner of Public Lands and Buildings and the Deputy Commissioner of Public Lands and Buildings, for the biennium ending June 30, 1939; to provide for the payment of salaries of the Commissioner of Public Lands and Buildings and the Deputy Commissioner of Public Lands and Buildings for a period beginning July 1, 1937 and ending the first Thursday after the first Tuesday in January, 1939; to prescribe the conditions for payment thereof; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Carlson
Carpenter
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 0.

Not voting, 5:

Adams, E. A.
Cady
Carsten
Reynolds
Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 572. (With emergency clause)

A Bill for an Act relating to housing; to declare the necessity of creating public bodies corporate and politic to be known as housing authorities to undertake slum clearance and projects to provide dwelling accommodations for persons of low income; to create such housing authorities in cities of the first class and in counties; to define the powers and duties of housing authorities and to provide for the exercise of such powers, including acquiring property, borrowing money, issuing bonds and other obligations, and giving security therefor; and to confer remedies on obligees of housing authorities; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 24:

Adams, E. A.
Adams, J., Jr.
Brandt
Diers
Dunn
Frost
Johnson, R. W.
Knickrehm
McMahon
Norton
Regan
Slepicka

Brodecky
Cady
Dafoe
Gantz
Hall
Haycock
Miller
Murphy
Neubauer
Tvrdik
Von Seggern
Worthing

Voting in the negative, 9:

Armstrong
Ashmore
Brady
Howard
Nuernberger
Peterson, J. B.
Pizer
Schultz
Thomas

Not voting, 10:

Carlson
Carpenter
Carsten
Comstock
Johnson, W. R.
Peterson, C. H.
Reynolds
Strong
Warner
Wells

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 572 With Emergency Clause Stricken

Voting in the affirmative, 24:

Adams, E. A.
Adams, J., Jr.
Brandt
Brodecky
Cady
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Knickrehm
McMahon
Miller
Neubauer
Norton
Peterson, C. H.
Regan
Slepicka
Tvrdik
Von Seggern
Worthing

Voting in the negative, 11:

Armstrong
Ashmore
Brady
Howard
Johnson, W. R.
Nuernberger
Peterson, J. B.
Pizer
Schultz
Thomas
Wells

Not voting, 8:

Carlson
Carpenter
Carsten
Comstock
Murphy
Reynolds
Strong
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL NO. 573. (With emergency clause)

A Bill for an Act relating to housing; to authorize cities, towns, villages, counties, and other public bodies to aid housing projects of housing authorities or of the United States of America by furnishing parks, playgrounds, streets, and other improvements and facilities, by exercising certain other powers and by making agreements relating to such aid; to authorize cities, towns, villages, counties and other political subdivisions to contract with respect to the sums to be paid them for improvements, services and facilities to be provided for the benefit of housing projects; to require certain cities of the metropolitan and first class to make an appropriation for the first year's administrative expenses of housing authorities; and to authorize certain cities, towns, villages and counties to pay moneys to housing authorities; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 23:

Adams, E. A.
Adams, J., Jr.
Brandt
Brodecky
Cady
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Knickrehm
McMahon
Miller
Neubauer
Norton
Regan
Slepicka
Tvrdik
Von Seggern
Worthing

Voting in the negative, 12:

Armstrong
Ashmore
Brady
Carsten
Howard
Johnson, W. R.
Nuernberger
Peterson, J. B.
Pizer
Schultz
Thomas
Wells

Not voting, 8:

Carlson
Carpenter
Comstock
Murphy
Peterson, C. H.
Reynolds
Strong
Warner

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 573 With Emergency Clause Stricken

Voting in the affirmative, 23:

Adams, E. A.
Adams, J., Jr.
Brandt
Brodecky
Cady
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Knickrehm
McMahon
Miller
Neubauer
Norton
Regan
Slepicka
Tvrdik
Von Seggern
Worthing

Voting in the negative, 10:

Armstrong
Ashmore
Brady
Howard
Johnson, W. R.
Nuernberger
Peterson, J. B.
Pizer
Schultz
Thomas

Not voting, 10:

Carlson
Carpenter
Carsten
Comstock
Murphy
Peterson, C. H.
Reynolds
Strong
Warner
Wells

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL NO. 574. (With emergency clause)

A Bill for an Act relating to housing; to legalize the creation and establishment of Housing Authorities, and declaring them bodies corporate and politic; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 18:

Adams, E. A.
Brandt
Brodecky
Dafoe
Diers
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Knickrehm
McMahon
Neubauer
Norton
Peterson, C. H.
Tvrdik
Von Seggern
Worthing

Voting in the negative, 8:

Brady
Carsten
Johnson, W. R.
Nuernberger
Peterson, J. B.
Pizer
Schultz
Thomas

Not voting, 17:

Adams, J., Jr.
Armstrong
Ashmore
Cady
Carlson
Carpenter
Comstock
Dunn
Howard
Miller
Murphy
Regan
Reynolds
Slepicka
Strong
Warner
Wells

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 574 With Emergency Clause Stricken

Voting in the affirmative, 23:

Adams, E. A.
Adams, J., Jr.
Brandt
Brodecky
Cady
Dafoe
Diers
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Knickrehm
McMahon
Miller
Neubauer
Norton
Peterson, C. H.
Regan
Tvrdik
Von Seggern
Wells
Worthing

Voting in the negative, 11:

Armstrong
Ashmore
Brady
Carlson
Carsten
Johnson, W. R.
Nuernberger
Peterson, J. B.
Pizer
Schultz
Thomas

Not voting, 9:

Carpenter
Comstock
Dunn
Howard
Murphy
Reynolds
Slepicka
Strong
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL NO. 575. (With emergency clause)

A Bill for an Act relating to housing; providing that the property and bonds of housing authorities shall be exempt from taxation and assessments and authorizing certain payments in lieu of such taxes and assessments; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 13:

Adams, J., Jr.
Brandt
Cady
Frost
Haycock
Johnson, R. W.
Knickrehm
McMahon
Neubauer
Norton
Regan
Von Seggern
Worthing

Voting in the negative, 8:

Brady
Carsten
Johnson, W. R.
Nuernberger
Peterson, J. B.
Pizer
Schultz
Thomas

Not voting, 22:

Adams, E. A.
Armstrong
Ashmore
Brodecky
Carlson
Carpenter
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Howard
Miller
Murphy
Peterson, C. H.
Reynolds
Slepicka
Strong
Tvrdik
Warner
Wells

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 575 With Emergency Clause Stricken

A Call of the Legislature was ordered.

The call was raised.

Voting in the affirmative, 23:

Adams, E. A.
Adams, J., Jr.
Brandt
Brodecky
Cady
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Knickrehm
McMahon
Neubauer
Norton
Peterson, C. H.
Regan
Slepicka
Tvrdik
Von Seggern
Worthing

Voting in the negative, 15:

Armstrong
Ashmore
Brady
Carlson
Carsten
Comstock
Johnson, W. R.
Miller
Murphy
Nuernberger
Peterson, J. B.
Pizer
Schultz
Thomas
Wells

Not voting, 5:

Carpenter
Howard
Reynolds
Strong
Warner

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

LEGISLATIVE BILL NO. 576. (With emergency clause)

A Bill for an Act relating to housing; to the creation of housing authorities for cities of the metropolitan class for the purpose of eliminating unsanitary and congested housing conditions and aiding in the housing of families of low incomes and further defining the powers and duties of such housing authorities; to amend Sections 6 and 12, Chapter 29, Session Laws of Nebraska, 1935; to declare bodies corporate and politic any housing authorities in cities of the metropolitan class created pursuant to Chapter 29, Session Laws of Nebraska, 1935; to provide a form of notice in eminent domain proceedings; to require keeping of accounts and the making of annual reports; to authorize the issuance of bonds and the incurring of indebtedness; to repeal said original Sections 6 and 12, Chapter 29, Session Laws of Nebraska, 1929; to repeal Section 9, Chapter 29, Session Laws of Nebraska, 1929; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 22:

Adams, E. A.
Adams, J., Jr.
Brandt
Brodecky
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Knickrehm
McMahon
Miller
Neubauer
Norton
Peterson, C. H.
Regan
Slepicka
Tvrdik
Von Seggern
Worthing

Voting in the negative, 10:

Brady
Carsten
Howard
Johnson, W. R.
Nuernberger
Peterson, J. B.
Pizer
Schultz
Thomas
Wells

Not voting, 11:

Armstrong
Ashmore
Cady
Carlson
Carpenter
Comstock
Dafoe
Murphy
Reynolds
Strong
Warner

A constitutional two-thirds majority having failed to vote in the affirmative, the bill failed of passage with the emergency clause.

Vote on L. B. No. 576 With Emergency Clause Stricken

Voting in the affirmative, 24:

Adams, E. A.
Dunn
Knickrehm
Regan

Adams, J., Jr. Frost McMahon Slepicka
Brandt Gantz Miller Tvrdik
Brodecky Hall Neubauer Von Seggern
Cady Haycock Norton Warner
Diers Johnson, R. W. Peterson, C. H. Worthing

Voting in the negative, 10:

Armstrong Carsten Peterson, J. B. Schultz
Brady Johnson, W. R. Pizer Thomas
Carlson Nuernberger

Not voting, 9:

Ashmore Dafoe Murphy Strong
Carpenter Howard Reynolds Wells
Comstock

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken and the title agreed to.

EXPLANATION OF VOTE

Mr. President: It will be all right to have this bill passed with the emergency. It amends the act we passed at last session for metropolitan cities. I vote aye.

(Signed) JOHN ADAMS, Jr.

EXPLANATION OF VOTE

Mr. President: Bill No. 572 and its four companion bills, Nos. 573, 574, 575 and 576 seem to provide additional means for expending public funds under plans which are proving failures in some other localities. They were introduced near the end of the session. They were read twice, printed and advanced from general file to engrossment in one day without opportunity for a standing committee hearing, and before the members could even study them. This method of legislation is fulfilling the predictions of those opposed to the unicameral plan. I am opposed to such further waste of even federal funds, and particularly opposed to this method of driving through legislation.

(Signed) AMOS THOMAS.

LEGISLATIVE BILL NO. 526.

A Bill for an Act relating to installment investment companies;

to amend Sections 81-5102, 81-5103 and 81-5104, C. S. Supp., 1933; to amend Section 81-5111, Compiled Statutes of Nebraska, 1929; to provide for the issuance or refusal by the Department of Banking of a certificate of approval on certain conditions; to provide for service of process upon foreign installment investment companies; to vest general supervision and control over such companies in the Department of Banking; to authorize the Department of Banking to make and enforce rules; to limit the amount of installment investment obligations undertaken by such companies; to prohibit the use of the words "bank", "deposit", or "savings deposit", or their combinations in any way by installment investment companies with reference to their name, title or business; to provide penalties; and to repeal said original sections.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brandt
Brodecky
Carpenter
Carsten
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Murphy
Peterson, C. H.
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Warner
Wells
Worthing

Voting in the negative, 7:

Brady
Carlson
Miller
Neubauer
Norton
Peterson, J. B.
Pizer

Not voting, 6:

Ashmore
Cady
Comstock
Nuernberger
Reynolds
Von Seggern

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

EXPLANATION OF VOTE

Mr. President: I vote no for the following reasons: (1) Requires no cash capital to start investment companies. (2) Makes it possible to start investment companies with "chips and whetstones", making a slot machine out of securities so that the trusting public, with the o. k. of the great state of Nebraska, may put in their dollars and take out —?

(Signed) A. L. MILLER.

MOTION—To Recess

At 12:00 M. on motion of Mr. Brady the Legislature recessed until 1:30 P. M.

AFTER RECESS

The Legislature reconvened at 1:30 P. M., Speaker Warner presiding.

The roll was called and all members were present except Mr. Reynolds who was excused.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 225. Correctly enrolled
LEGISLATIVE BILL NO. 499. Correctly enrolled.
LEGISLATIVE BILL NO. 579. Correctly enrolled.
LEGISLATIVE BILL NO. 112. Correctly enrolled.
LEGISLATIVE BILL NO. 389. Correctly enrolled.
LEGISLATIVE BILL NO. 425. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 225.
LEGISLATIVE BILL NO. 499.
LEGISLATIVE BILL NO. 579.
LEGISLATIVE BILL NO. 112.
LEGISLATIVE BILL NO. 389.
LEGISLATIVE BILL NO. 425.

APPROVED BY GOVERNOR

May 14th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following act, viz:

Legislative Bill No. 212

Respectfully,

(Signed) THEO M. OSTERMAN
Secretary to the Governor

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 378. (With emergency clause)

A Bill for an Act relating to public assistance, welfare and social security; relating to revenue and appropriations therefor; to amend Sections 1, 8, 9, 10 and 16, Chapter 20, Session Laws of Nebraska, 1935, Special; to amend Section 28, Chapter 28, Session Laws of Nebraska, 1935, Special, relating to head taxes; to appropriate the sum of $7,500,000.00 for the State Assistance Fund for the biennium ending June 30, 1939; to provide for the allocation thereof; to amend Section 96, Chapter 116, Session Laws of Nebraska, 1935; to repeal Chapter 24, Session Laws of Nebraska, 1935, Special; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, E. A.
Adams, J., Jr.
Armstrong
Brady
Brandt
Brodecky
Carlson
Carpenter
Comstock
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 2:

Pizer
Schultz

Not voting, 5:

Ashmore
Cady
Carsten
Dafoe
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 376. (With emergency clause)

A Bill for an Act to amend Section 4, Chapter 28, Session Laws of Nebraska, 1935, Special, relating to public welfare and social security; to provide that pro-rata payments of old age assistance shall be made monthly during the biennium ending June 30, 1939; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 37:

Adams, E. A.
Adams, J., Jr.
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 1:

Pizer

Not voting, 5:

Armstrong
Ashmore
Cady
Howard
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

In re: L. B. 376

Mr. President: I vote yes for this bill because the assistance program must be continued, but the bill does not comply with the Federal Act or the rules of the Social Security Board, and the Board of Control will have to keep on violating the law and give assistance on the basis of need the same as the State Assistance Committee has unlawfully done. The bill is wrong because it does not give assistance on the basis of need and cannot be obeyed if Federal matching is to be received.

(Signed) TRACY T. FROST.

LEGISLATIVE BILL NO. 377. (With emergency clause)

A Bill for an Act to amend Section 4, Chapter 21, Session Laws of Nebraska, 1935, Special, relating to public welfare and social security; to continue public assistance to the needy blind for the biennium ending June 30, 1939; to repeal said original section; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 38:

Adams, E. A.
Adams, J., Jr.
Brady
Brandt
Brodecky
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Schultz
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 1:

Pizer

Not voting, 4:

Armstrong
Ashmore
Cady
Reynolds

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STATEMENT FOR JOURNAL

Mr. President: L. B. No. 377 has all of the objections that 376 has, and further, has a lien clause that was written in by mistake in 1935.

TRACY T. FROST.

LEGISLATIVE BILL NO. 350. (With emergency clause)

A Bill for an Act to amend Sections 15-110, 16-105, 32-213, 32-215, 32-216, 32-217, 21-1805, 21-1807, Compiled Statutes of Nebraska for 1929, to substitute the Municipal Courts of metropolitan cities and cities of the first class for justices of the peace within justice of the peace districts in which such cities are located; to make such municipal courts the successor in office of such justices of the peace within said districts, to provide for the election of judges of such municipal courts by all of the electors in such justice of the peace districts; to amend sections 22-102 and 22-201, Compiled Statutes Supplement 1933, relating to Municipal Courts, and to provide for the jurisdiction of municipal courts; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 31:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Comstock
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Miller
Murphy
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Regan
Schultz
Strong
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 7:

Adams, E. A.
Cady
Carpenter
Frost
Neubauer
Pizer
Slepicka

Not voting, 5:

Carlson
Carsten
Reynolds
Thomas
Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 543. (With emergency clause)

A Bill for an Act to establish an unpaid Commission on Intergovernmental Cooperation; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 32:

Adams, E. A.
Adams, J., Jr.
Brady
Brandt
Brodecky
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
McMahon
Neubauer
Norton
Peterson, C. H.
Pizer
Regan
Slepicka
Strong
Thomas
Tvrdik
Von Seggern
Warner
Worthing

Voting in the negative, 5:

Carlson
Miller
Murphy
Peterson, J. B.
Schultz

Not voting, 6:

Armstrong
Ashmore
Cady
Nuernberger
Reynolds
Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL NO. 559. (With emergency clause)

A Bill for an Act to amend Sections 84-502, 81-410, 50-114, 49-501, 49-503, 49-502, 49-504, 49-505, 49-506 and 49-508, Compiled Statutes of Nebraska, 1929, relating to the publication and the distribution of session laws and journals of the legislature; relating to duties of officers of the legislature; to repeal said original sections; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency clause?' "

Voting in the affirmative, 36:

Adams, E. A.
Armstrong
Ashmore
Carsten
Comstock
Dafoe
Johnson, W. R.
Knickrehm
McMahon
Pizer
Regan
Schultz

Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Miller
Murphy
Neubauer
Norton
Peterson, C. H.
Peterson, J. B.
Slepicka
Strong
Thomas
Tvrdik
Warner
Worthing

Voting in the negative, 0.

Not voting, 7:

Adams, J., Jr.
Diers
Howard
Nuernberger
Reynolds
Von Seggern
Wells

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

REPORT OF COMMITTEE ON COMMITTEES

Mr. President: I have the honor to present to the Legislature the following names on the Committee on Interstate Cooperation and ask their confirmation:

P. L. Cady
W. H. Diers
Carl H. Peterson
John Comstock
R. M. Howard

Respectfully submitted,
(Signed) R. C. Regan, Chairman.

MOTION—To Adopt Report

Mr. President: I move the report of the Committee on Committees be adopted.

R. C. REGAN.

The motion prevailed.

MOTION—Designating Funds

Mr. President: I move that funds provided for in L. B. No. 543 be taken from the Incidental Funds appropriated to the Legislative Fund.

(Signed) E. M. VON SEGGERN.

The motion prevailed.

MOTION—To Adjourn

At 2:50 P. M. on motion of Mr. Norton the Legislature adjourned.

HUGO F. SRB,
Clerk of the Legislature.

NINETY-EIGHTH DAY

Legislative Chamber,
Lincoln, Nebraska, May 15, 1937.

The Legislature met pursuant to adjournment at 9:00 A. M., President Jurgensen presiding.

The Chaplain led the Legislature in prayer.

The roll was called and all members were present except Mr. McMahon.

The Journal for the Ninety-seventh Day was approved as corrected.

COMMUNICATIONS

A communication was read from Mr. and Mrs. Knickrehm extending an invitation to the members of the Legislature and their families to attend a picnic in Grand Island on Sunday June, 13, 1937 and enjoy a dinner of barbecued beef and spring chicken.

PRESENTED TO THE GOVERNOR

May 14, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 4:30 P. M. presented to the Governor for his approval:

LEGISLATIVE BILL NO. 522.
LEGISLATIVE BILL NO. 225.
LEGISLATIVE BILL NO. 442.
LEGISLATIVE BILL NO. 499.
LEGISLATIVE BILL NO. 569.
LEGISLATIVE BILL NO. 498.
LEGISLATIVE BILL NO. 268.
LEGISLATIVE BILL NO. 481.
LEGISLATIVE BILL NO. 456.
LEGISLATIVE BILL NO. 579.
LEGISLATIVE BILL NO. 112.
LEGISLATIVE BILL NO. 389.
LEGISLATIVE BILL NO. 425.

(Signed) ROBT. M. ARMSTRONG, Chairman.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 575. Correctly enrolled.
LEGISLATIVE BILL NO. 478. Correctly enrolled.
LEGISLATIVE BILL NO. 377. Correctly enrolled.
LEGISLATIVE BILL NO. 553. Correctly enrolled.
LEGISLATIVE BILL NO. 578. Correctly enrolled.
LEGISLATIVE BILL NO. 277. Correctly enrolled.
LEGISLATIVE BILL NO. 415. Correctly enrolled.
LEGISLATIVE BILL NO. 574. Correctly enrolled.
LEGISLATIVE BILL NO. 567. Correctly enrolled.
LEGISLATIVE BILL NO. 380. Correctly enrolled.
LEGISLATIVE BILL NO. 378. Correctly enrolled.
LEGISLATIVE BILL NO. 445. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 575.

LEGISLATIVE BILL NO. 478.
LEGISLATIVE BILL NO. 377.
LEGISLATIVE BILL NO. 553.
LEGISLATIVE BILL NO. 578.
LEGISLATIVE BILL NO. 277.
LEGISLATIVE BILL NO. 415.
LEGISLATIVE BILL NO. 574.
LEGISLATIVE BILL NO. 567.
LEGISLATIVE BILL NO. 380.
LEGISLATIVE BILL NO. 378.
LEGISLATIVE BILL NO. 445.

MESSAGES FROM THE GOVERNOR

Director of Assistance

May 15tn, 1937.

To the President and Members of the Legislature
Gentlemen:

Legislative bill 425 which was passed by your honorable body and just received by me has been approved.

In keeping with the provisions of this bill, I am submitting for your confirmation the name of Neil C. Vandemoer of Genoa as Director of Assistance.

Mr. Vandemoer has been a resident of Nebraska for a period of twenty-two years. He is fifty-two years of age and a world war veteran, having served eighteen months over seas. Prior to his coming to Nebraska he held an important position with the United States Reclamation Service. In this state he held important positions in an administrative capacity for several years with the Great Western Sugar Company at Scottsbluff. His work included both supervision of construction of large sugar plants and also the managership of those plants. In later years he successfully operated a business in Ogallala and during the past two years has been in the employ of power and irrigation districts at North Platte and Columbus.

Because of his long experience in a business and administrative capacity, he is well qualified for this position.

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

MOTION—To Confirm Appointment of Neil C. Vandemoer

Mr. President: I move that the rules be suspended and the appointment of Neil C. Vandemoer as Director of Assistance be confirmed by this body.

R. C. REGAN.

The roll was called.

Voting in the affirmative, 31:

Adams, J., Jr.
Armstrong
Ashmore
Brandt
Brodecky
Cady
Carlson
Dafoe
Diers
Dunn
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Murphy
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Slepicka
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 12:

Adams, E. A.
Brady
Carpenter
Carsten
Comstock
Frost
McMahon
Miller
Neubauer
Schultz
Strong
Thomas

The motion prevailed.

Director of the State Employment Service

May 15th, 1937.

To the President and Members of the Legislature
Gentlemen:

Legislative bill No. 189 provides for the appointment of a director of the State Employment Service and for confirmation by the legislature. This appointment cannot become effective until July 1st when the present cooperative agreement between the state and the United States Employment Service terminates.

I am submitting the name of Harry Bane of Omaha for this position. Mr. Bane is forty-six years of age and for the past twenty-five years has been a resident of Nebraska. He has had extensive business experience including a position as sales manager and office manager for a large concern with headquarters in Omaha. For the past year he has been Assistant Director of State Assistance.

Because of his training and experience and his familiarity with employment conditions, he is well qualified for this position.

Respectfully submitted,

(Signed) R. L. COCHRAN, Governor.

MOTION—To Confirm Appiontment of Harry Bane

Mr. President: I move that the rules be suspended and the appointment of Harry Bane as Director of the Nebraska State Employment Service be confirmed.

W. E. WORTHING.

The roll was called.

Voting in the affirmative, 34:

Adams, E. A.
Adams, J., Jr.
Armstrong
Ashmore
Brodecky
Cady
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Howard
Johnson, R. W.
Johnson, W. R.
Knickrehm
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Slepicka
Strong
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 9:

Brady
Brandt
Carlson
Carpenter
Carsten
Comstock
McMahon
Miller
Thomas

The motion prevailed.

REPORT OF COMMITTEE ON RULES

Mr. President:

Your Committee on Rules begs leave to submit the following report relative to proposed amendments to the standing rules of the legislature.

1. Amend Rule 2, Section 10, Lines 4, 5 and 6 by striking out the following: ", and to keep the secrets of the Legislature while acting on confidential or executive business".

2. Amend Rule 7, Section 4, Line 3 by striking out the words "the Legislature", also by inserting after the word "notice" the following words: "by publication in the Legislative Journal".

3. Amend Rule 7, Section 7 by striking out all of said section after the word "bills" in Line 2 and by inserting in lieu thereof the following: "referred to them and related to the same subject; provided that where the changes made are such as to constitute a substitute bill the committee shall cause the same to be so introduced and printed.".

4. Amend Rule 7, Section 8, Line 1 by striking out the word "reports" and by inserting in lieu thereof the word "introduces".

5. Amend Rule 10, Sections 1, 2, 3 and 4 by striking out all of the said sections and by inserting in lieu thereof the following:

> 1. All votes shall be taken vive voce. Questions shall be distinctly put in this form to wit: "Those who are in favor of the question say 'aye'; those who are opposed to the question say 'no'."
>
> 2. If a division is called for or if the presiding officer is in doubt, he shall cause the result to be obtained by means of the "electric roll call system".
>
> 3. Ony member may call for the ayes and nays upon any question, and upon the declaration of the ayes and nays by the members, the record thereof shall be made and taken upon the "electric roll call system", unless the Legislature by a majority vote decide that a roll call shall be taken.
>
> 4. In taking the ayes and nays, and upon the call of the Legislature, the members shall register their vote upon the "electric roll call system". When the ayes and nays are taken upon any question in the manner heretofore indicated, no member shall be permitted to vote after the decision is announced from the chair.
>
> 5. In all intsances where the vote necessary to adopt a motion or other proposition is other than that of a majority voting upon the question, the presiding officer shall, unless the Legislature by unanimous vote decides otherwise, cause the result thereof to be obtained by means of the "electric roll call system".

6. Amend Rule 10, Section 5 by striking out the figure "5" in Line 1 and by inserting in lieu thereof the figure "6".

7. Amend Rule 10, Section 6 by striking out the figure "6" in Line 1 and by inserting in lieu thereof the figure "7", also by striking out the period at the end of said section, by inserting a comma in lieu thereof and by adding the following: "and when so suspended shall not again be ordered on the proposition pending except by a majority vote of the members present and voting thereon."

8. Amend Rule 10, Section 7 by striking out the figure "7" in Line 1 and by inserting in lieu thereof the figure "8".

9. Amend Rule 12, Section 4 by striking out said section and by inserting in lieu thereof the following:

> In the consideration of bills on general or select file amendments offered but not adopted shall not be entered in the Journal except where a record vote is demanded.

10. Amend Rule 12, Section 10 by striking out all of said section and by inserting in lieu thereof the following:

> The question after the third reading of a bill shall be: "All provisions of law relative to procedure having been complied with, the question is 'shall the bill pass?' " If the emergency clause is contained in the bill, the words "with the emergency clause attached" shall be added to the question.

11. Amend Rule 12, Section 12 by striking out all of said section and by inserting in lieu thereof the following:

> Upon the day of receipt of a message from the Governor announcing his veto of a bill, or on either of the next two legislative days, any member may move that the bill so vetoed be taken up for passage.
>
> Whereupon, the question shall be "shall the bill pass, notwithstanding the objection of the Governor?".

12. Amend Rule 13, Section 5, Lines 1 and 2 by striking out the following words "in the Committee of the Whole,".

13. Amend Rule 13, Section 9 by inserting after the word "committee" in Line 2 the following words "or indefinitely postponed".

14. Amend Rule 13, Section 11, Clause c by striking out the word "General" and by inserting in lieu thereof the word "Select".

15. Amend Rule 23, Line 2 by striking out the words "while in session".

Respectfully submitted,

J. N. NORTON, Chairman.

MOTION—To Adopt

Mr. President: I move the amendments to the rules be adopted.

J. N. NORTON.

SUBSTITUTE MOTION

Mr. President: I move that Paragraph 11 of the Amendments be stricken.

CARL H. PETERSON.

The motion was lost with 15 ayes, 23 nays, 5 not voting.

SUBSTITUTE MOTION

Mr. President: I move to amend Rule 12, Section 12, to read **five** legislative days instead of two legislative days.

CARL H. PETERSON.

A call of the Legislature was ordered.

The call was raised.

The substitute motion prevailed.

MOTION—To Amend

Mr. President: I move that Rule XII, Section 16 be amended by striking the word "thirtieth" and inserting in lieu thereof the word "twentieth".

EDWIN SCHULTZ.

SUBSTITUTE MOTION

Mr. President: As a substitute motion I move that the number of days be fixed at twenty-five days.

STRONG.

The substitute motion was lost with 12 ayes, 22 nays, 9 not voting.

The original motion prevailed.

MOTION—To Adopt

Mr. President: I move the amendments to the rules, as amended, be adopted.

J. N. NORTON.

The motion prevailed with 33 ayes, no nays, 10 not voting.

APPROVED BY THE GOVERNOR

May 15, 1937.

To the Honorable Walter H. Jurgensen,
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he approved the following acts on May 14, 1937:

Legislative Bill No. 456
Legislative Bill No. 389
Legislative Bill No. 498
Legislative Bill No. 268
Legislative Bill No. 579
Legislative Bill No. 425
Legislative Bill No. 442

On May 15th, 1937, the Governor approved:

Legislative Bill No. 481.

Respectfully,

(Signed) THEO. M. OSTERMAN.
Secretary to the Governor

BILLS ON THIRD READING

The following bills were read the third time and put upon passage:

LEGISLATIVE BILL NO. 70. (With emergency clause)

A Bill for an Act making appropriations for the state government of the State of Nebraska for the biennium beginning July 1, 1937 and ending June 30, 1939; prescribing conditions for the determination of the levy of state taxes for the state general fund; specifically to appropriate for the immediate needs of the State Assistance Fund and certain other funds for the remainder of the biennium ending June 30, 1937; reciting limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

Whereupon the President stated: "This bill and all amendments thereto having been printed and read and five legislative days having elapsed since its introduction, and the bill having been on Third

Reading File for one legislative day, as provided by law and the Constitution, the question is, 'Shall the bill pass with the emergency cause?' "

Voting in the affirmative, 39:

Adams, J., Jr.
Armstrong
Ashmore
Brady
Brandt
Brodecky
Cady
Carlson
Carpenter
Carsten
Comstock
Dafoe
Diers
Dunn
Frost
Gantz
Hall
Haycock
Johnson, R. W.
Johnson, W. R.
Knickrehm
Miller
Murphy
Neubauer
Norton
Nuernberger
Peterson, C. H.
Peterson, J. B.
Pizer
Regan
Reynolds
Schultz
Strong
Thomas
Tvrdik
Von Seggern
Warner
Wells
Worthing

Voting in the negative, 0.

Not voting, 4:

Adams, E. A.
Howard
McMahon
Slepicka

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

STATEMENT FOR JOURNAL

Mr. President: Had I been present, I would have voted "Aye" on L. B. No. 70.

(Signed) E. A. ADAMS, R. M. HOWARD, ALOIS SLEPICKA.

RECESS

At 11:25 A. M. the Chair declared a recess until 1:00 P. M.

AFTER RECESS

The Legislature reconvened at 1:00 P. M., President Jurgensen presiding.

The roll was called and all members were present except Mr. McMahon.

STANDING COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL NO. 431. Correctly enrolled.

LEGISLATIVE BILL NO. 573. Correctly enrolled.
LEGISLATIVE BILL NO. 572. Correctly enrolled.
LEGISLATIVE BILL NO. 576. Correctly enrolled.
LEGISLATIVE BILL NO. 308. Correctly enrolled.
LEGISLATIVE BILL NO. 252. Correctly enrolled.
LEGISLATIVE BILL NO. 526. Correctly enrolled.
LEGISLATIVE BILL NO. 374. Correctly enrolled.
LEGISLATIVE BILL NO. 376. Correctly enrolled.
LEGISLATIVE BILL NO. 543. Correctly enrolled.
LEGISLATIVE BILL NO. 9. Correctly enrolled.
LEGISLATIVE BILL NO. 559. Correctly enrolled.
LEGISLATIVE BILL NO. 69. Correctly enrolled.
LEGISLATIVE BILL NO. 350. Correctly enrolled.
LEGISLATIVE BILL NO. 70. Correctly enrolled.

(Signed) ROBT. M. ARMSTRONG, Chairman.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed

LEGISLATIVE BILL NO. 431.
LEGISLATIVE BILL NO. 573.
LEGISLATIVE BILL NO. 572.
LEGISLATIVE BILL NO. 576.
LEGISLATIVE BILL NO. 308.
LEGISLATIVE BILL NO. 252.
LEGISLATIVE BILL NO. 526.
LEGISLATIVE BILL NO. 374.
LEGISLATIVE BILL NO. 376.
LEGISLATIVE BILL NO. 543.
LEGISLATIVE BILL NO. 9.
LEGISLATIVE BILL NO. 559.
LEGISLATIVE BILL NO. 69.
LEGISLATIVE BILL NO. 350.
LEGISLATIVE BILL NO. 70.

Committee on Legislative Administration

Mr. President: Your Committee on Legislative Administration begs leave to submit the following:

The bids called for by the State Purchasing Agent were very carefully examined and the printing awarded as follows:

Legislative Journals: Commercial Printing Co.

Legislative Bills:	Burr Publishing Co.
Session Laws:	Claflin Printing Co.
Rosters:	Boyd Printing Co.
Letterheads:	Baer Printing Co.
Envelopes for bill room:	Jay Worley
Motions and reports:	Marshall Printing Co.
Roll calls:	Durham Printing Co.
Docket and vouchers:	State Journal Co.

(Signed) FRED L. CARSTEN, Chairman.

PRESENTED TO GOVERNOR

May 15, 1937.

Mr. President: Your Committee on Enrollment and Review respectfully reports that we have this day, at 2:55 P. M., presented to the Governor for his approval:

LEGISLATIVE BILL NO. 576.
LEGISLATIVE BILL NO. 308.
LEGISLATIVE BILL NO. 252.
LEGISLATIVE BILL NO. 526.
LEGISLATIVE BILL NO. 574.
LEGISLATIVE BILL NO. 567.
LEGISLATIVE BILL NO. 380.
LEGISLATIVE BILL NO. 575.
LEGISLATIVE BILL NO. 350.
LEGISLATIVE BILL NO. 69.
LEGISLATIVE BILL NO. 559.
LEGISLATIVE BILL NO. 374.
LEGISLATIVE BILL NO. 431.
LEGISLATIVE BILL NO. 573.
LEGISLATIVE BILL NO. 572.
LEGISLATIVE BILL NO. 378.
LEGISLATIVE BILL NO. 445.
LEGISLATIVE BILL NO. 377.
LEGISLATIVE BILL NO. 478.
LEGISLATIVE BILL NO. 376.
LEGISLATIVE BILL NO. 543.
LEGISLATIVE BILL NO. 9.
LEGISLATIVE BILL NO. 277.
LEGISLATIVE BILL NO. 553.
LEGISLATIVE BILL NO. 578.
LEGISLATIVE BILL NO. 415.
LEGISLATIVE BILL NO. 70.

(Signed) ROBT. M. ARMSTRONG, Chairman.

REPORT—Committee on Enrollment and Review

As Chairman of the Committee, I desire to record my thanks and appreciation of the splendid work of my colleagues on the committee, Amos Thomas, Carl Peterson, W. H. Diers and E. M. Von Seggern; also for the loyal and efficient work of our secretary, Miss Mae Ellingson.

Most of the value of the results of the work of our Committee have been due to the valuable services of the Legislative Counsellors, L. J. Te Poel, Robert Van Pelt, Milton C. Murphy and George R. Mann of the Reference Bureau.

We also publicly commend Mrs. Turbyfill and her staff in the Engrossing Room.

By the cooperation of all these persons including Chief Clerk Srb and his able assistants Fred Mueller and Charles Dinan, our work has now been completed.

(Signed) ROBT. M. ARMSTRONG, Chairman.

MOTION—To Adopt Report

Mr. President: I move the report of Committee on Enrollment and Review be adopted.

ROBT. M. ARMSTRONG, Chairman.

The motion prevailed.

APPROVED BY GOVERNOR

May 15th, 1937.

To the Honorable Walter H. Jurgensen
the President of the Legislature:

I have been directed by His Excellency, the Governor, to inform your honorable body that he has this day approved the following acts, viz:

Legislative Bill No. 112
Legislative Bill No. 394
Legislative Bill No. 569
Legislative Bill No. 225
Legislative Bill No. 522

Respectfully,
(Signed) THEO M. OSTERMAN
Secretary to the Governor

VOTE OF THANKS

Mr. President: I move that a rising vote of thanks be extended our Lieutenant Governor, Walter H. Jurgensen, for the fair and impartial manner in which he has presided over the Legislature during this present session and the expeditious manner with which he dispatched the business of the Legislature.

(Signed) R. C. REGAN.

The motion prevailed.

VOTE OF THANKS

Mr. President: I move that a vote of thanks be given to the newspapers of the state and the Press Associations for the accurateness and fairness in giving to the people word pictures of the activities of this session of the Legislature.

(Signed) E. M. VON SEGGERN.

The motion prevailed.

GROUP PICTURE IN LOUNGE

Mr. President: I move that Dr. Condra be requested and authorized to placed a group picture of the members of the Fifty-second Session over the mantle in the Lounge and that the Legislature express its appreciation.

(Signed) FRANK S. WELLS.

The motion prevailed.

MOTION—To Express Appreciation

Mr. President: I move that we, the members of the Fifty-second Session of the Nebraska Legislature, express our appreciation for the faithful conduct and courteous manner in which all of the elective officers of the Legislature and the employees of the Legislature have performed their duties during this Session, and that this resolution be spread upon the records of the Legislature.

(Signed) W. F. HAYCOCK.

The motion prevailed.

MOTION—Bills Passed

Mr. President: I move that the Clerk be directed to send to each member of the Legislature a file of the bills passed as soon as printed, and that the expense in so doing be paid out of the Incidental Expense Appropriation.

(Signed) W. H. DIERS.

The motion prevailed.

VOTE OF THANKS

Mr. President: I move that a vote of thanks be extended to the Speaker, Charles J. Warner, for the fair, impartial and courteous manner in which he has dischaged his duties as Speaker during the Fifty-second Session of the Legislature.

(Signed) H. F. BRANDT.

The motion prevailed.

VOTE OF THANKS

Mr. President: I move that this body express its thanks and appreciations to the local broadcasting stations, for the broadcasting of our actions to the citizens of our state.

(Signed) P. L. CADY.

The motion prevailed.

CLERK TO SEND LEGISLATIVE JOURNALS

Mr. President: I move that the Clerk of the Legislature be instructed to send each member of the Legislature, and each authorized member of the Press assigned to the Legislature for the Fifty-second Legislative Session, a copy of the permanent Legislative Journal of the Fifty-second Legislative Session, when completed; and that the proper officers of the Legislature be authorized to issue vouchers against the fund provided for incidental expenses of the Fifty-second Session of the Nebraska Legislature in payment of necessary postage or express and necessary wrapping material for sending said Legislative Journals to members of the Legislature and that the Press and the members of the Legislature be allowed to keep their Statutes and Supplement.

(Signed) ROBT. M. ARMSTRONG.

The motion prevailed.

MOTION—To Retain Help

Mr. President: I move that the Clerk of the Legislature be directed to retain such help as may be required to check the bills, supplies, Legislative Chamber furniture, and otherwise complete the business of the office for the Fifty-second Session of the Legislature.

(Signed) FRED L. CARSTEN.

The motion prevailed.

MOTION—To Appoint Committee to Notify Governor

Mr. President: I move that a committee of three be appointed to wait upon the Governor to advise him that the Legislature has completed its work and is ready to adjourn and ask him if he has any further message for the Legislature.

(Signed) CHARLES A. DAFOE.

The motion prevailed.

COMMITTEE APPOINTED

The Chair appointed Charles A. Dafoe, Charles J. Warner and Walter R. Johnson to serve upon said committee.

MOTION—To Present Flags

Mr. President: I move that as evidence of our sincere appreciation of our presiding officers, for the fair and impartial performance of their duties, that we obtain a flag like the one hanging at the right of the President's Chair and present one of said flags to Lieutenant Governor Walter H. Jurgensen and one to Speaker C. J. Warner.

Signed) EDWIN SCHULTZ
W. F. HAYCOCK.

The motion prevailed.

MOTION—Legislative Journals

Mr. President: I move that the Clerk of the Legislature be instructed to ask the Purchasing Department to make a contract for the printing of 500 permanent Legislative Journals.

(Signed) FRANK J. BRADY.

The motion prevailed.

EXPRESSION OF APPRECIATION

Mr. President: The elective officers and employees of the Fifty-second Session of the Nebraska Legislature, through the Clerk desire to express their appreciation for the many courtesies extended them by the members of the Legislature.

HUGO F. SRB, Clerk.

MOTION—To Deliver Flag

Mr. President: I move that the flag displayed on the staff above the legislative chamber be delivered to the State Historical Society to be kept permanently.

CHARLES F. TVRDIK.

The motion prevailed.

MOTION—To Approve Journal for Ninety-eighth Day

Mr. President: I move that the Legislative Journal for the ninety-eighth legislative day be approved as prepared by the Clerk.

J. N. NORTON.

The motion prevailed.

GOVERNOR COCHRAN

The committee appointed by the Chair escorted Governor Cochran to the legislative chamber, where he addressed the Legislature briefly.

MOTION—To Present Gavel

Mr. President: I move that Lieutenant Governor Walter H. Jurgensen be presented with the gavel used during the Fifty-second Session of the Legislature of Nebraska.

(Signed) R. C. REGAN.

The motion prevailed.

REPORT OF SELECT COMMITTEE

The committee appointed to notify the Governor that the Legislature had completed its work reported that the Governor had no further message for the Legislature.

Mr. President: This first session of the Nebraska Unicameral Legislature is about to adjourn, but rather than so make that final motion myself, I yield to one who is older in years as well as in legislative service in Nebraska legislative sessions, I yield to Mr. Regan.

(Signed) J. N. NORTON.

MOTION—To Adjourn

Mr. President: The Fifty-second Session of the Legislature of Nebraska having finished all business before it, I move that it now (3:10 P. M.) adjourn sine die.

R. C. REGAN.

The motion prevailed.

HUGO F. SRB,
Clerk of the Legislature.

CERTIFICATE

I, Hugo F. Srb, Clerk of the Legislature, hereby certify that the foregoing is a true and correct copy of the Legislative Journal of the Fifty-second Session of the Legislature of the State of Nebraska convening and held in the city of Lincoln, State of Nebraska, January 5, 1937 to May 15, 1937.

HUGO F. SRB,
Clerk of the Legislature.

VETO MESSAGES

The following veto messages on Legislative Bills were delivered by the Governor to the Secretary of State after adjournment of the Legislature.

LEGISLATIVE BILL NO. 281

May 17th, 1937.

Honorable Harry R. Swanson
Secretary of State.
Dear Mr. Swanson:

I am returning legislative bill 281 without my approval. This bill is evidently a companion bill to legislative bill No. 279 which I disapproved on May 14th.

Legisative bill No. 281 is unnecessary in view of Section 31 of Chapter 21, Campiled Statutes, Fifty-first Session, which requires "co-operation with other state agencies" dealing with the blind and in view of Section 25 which requires the blind assistance act "to be liberally construed." It is difficult to think of any situation arising which has to do with rehabilitation of the blind which cannot be cared for under the present statute. Furthermore by the specific naming of another state agency to deal with persons on blind assistance, it would complicate the administration of existing laws.. It would seem much wiser to avoid any possible duplication of services under the provisions of legislative bill No. 425.

Respectfully submitted,
(Signed) R. L. COCHRAN,
Governor

LEGISLATIVE BILL NO. 9

May 19th, 1937.

Honorable Harry R. Swanson,
Secretary of State
State House.

Dear Mr. Swanson:

I am returning legislative bill 9 without my approval. It presumes to designate new state highways. In actual fact it cannot. Under the terms of the bill a gesture in the direction of designating new state highways is made. The bill provides that new state highways will be added to the state highway system at some future date when those heretofore added have been constructed. It imposes a condition that can never be fulfilled and which the members of the legislature were advised could never be fulfilled.

Legislative bill 158 has already provided for feeder roads. Feeder roads will be built with federal funds matched with state gas tax and may include so-called farm to market roads, school bus routes and mail routes. These must meet with the approval of the federal government. This is a policy that was established by the legislature itself two months ago.

Under the terms of legislative bill 9 an entirely different policy, iconsistent and impossible to carry out, is laid down to the same legislature. The bill assumes to give something to the people which is not given and cannot be given. It deceives the public. I am unwilling to be a party to this deception.

Respectfully submitted,
(Signed) R. L. COCHRAN,
Governor

LEGISLATIVE BILL NO. 559

May 20th, 1937.

Honorable Harry R. Swanson,
Secretary of State
State House.

Dear Sir:

I am returning legislative bill 559 without my approval. The part of this bill to which I object is that which provides for remodeling the east legislative chamber.

I realize that this is a request of the legislature, but I also recall, as a member of the Capitol Commission, a request on the part of the House of Representatives a number of years ago that considerable more gallery space be provided than was contemplated in the original plans. The Capitol Commission complied with this request at a cost of many thousands of dollars. It would be abandoned in favor of very much less gallery space for the public under the proposed scheme of alteration in legislative bill 559. In other words, there does not appear to be any proof of permanency of any alteration which might be made, regardless of cost.

Respectfully submitted,
(Signed) R. L. COCHRAN,
Governor

LEGISLATIVE BILL NO. 567

Approved with following specific exceptions.

May 20th, 1937.

Honorable Harry R. Swanson
Secretary of State
Lincoln, Nebraska.

Dear Sir:

I am transmitting herewith legisaltive bill 567, known as the claims bill, with my approval, except as to the specific items enumerated herewith.

I specifically disapprove the item and appropriation of $315.00 allowed to H. Raymond Hunt, Pawnee City, for Auto Accident.

Reports show that this accident happened on highway No. 50 north of Pawnee City and was apparently due to Mr. Hunt's car getting out of control when he encountered an icy highway surface. Reports further show at that time due to prevailing snow conditions a number of icy spots existed on highways in that territory and there was nothing unusual about the section which Mr. Hunt encountered. The Department of Roads and Irrigation was not negligent since it would be unreasonable to expect the Department under such conditions to remove all ice and snow from the surface of the highways. It can be correctly assumed that Mr. Hunt was operating his car at too great a speed under existing conditions.

I specifically disapprove the item and appropriation of $87.72 allowed to Arrow Stage Lines, Norfolk, for Auto Accident.

The records show that this accident occurred at a point about one-half mile east of Hubbard on Highway No. 35 when a bus of the Arrow Stage Lines ran through a barricade causing some damage to the bus. The records show that a detour was marked and barricades placed at the beginning or at both ends of the detour, that red flags were in place to direct traffic around on to the detour. Red flags were also placed on to the barricades and that at 10:30 p. m. on the night of the accident, torches were burning at each barricade. The bus had made the run before since the detour had been marked and the barricades placed. Therefore, the driver should have been familiar with the conditions. I do not feel under the existing facts that the state should be held responsible for this accident.

I specifically disapprove the item and appropriation of $90.00 allowed to W. M. Forrette, Storm Lake, Iowa, for Auto Accident.

This accident occurred on highway No. 3 about three miles west of Red Cloud when a car driven by Dr. Forrette collided with a highway maintainer. It appears that the accident would not have occurred except for his having been opearting his car at an excessive rate of speed. I do not believe the state should be held responsible for this accident.

I specifically disapprove the item and appropriation of $15.00 allowed to Griff Griffiths, Glenrock, Wyoming, for Auto Accident.

This accident occurred on highway No. 30 at the intersection of highways No. 30 and No. 15 in Schuyler. The city of Schuyler maintains a time set stop and go signal at this intersection. A state owned car was being driven east on highway No. 30 following the Griffiths' car when Mr. Griffiths approached the warning signal. He apparently thought it was a stop signal and in stopping suddenly, the rear end of his car slipped into the path of the state car. It was purely an accident and unavoidable and it appears that Mr. Griffiths was as much responsible as was the state.

I specifically disapprove the item and appropriation of $300.00 allowed to Fred Trimble, Lincoln, for wages and labor.

I have disapproved this claim because there is no record or evidence whatsoever of any agreement or promise to pay Mr. Trimble for services performed while he was an inmate. The fact that this claim covers a period going back for seven years casts doubt on its validity. It is reasonable to assume that were this a valid claim, it would have been brought up during approximately the five year period which it covers.

I specifically disapprove the item and appropriation of $300.00 allowed to Mary Burton, Franklin, for permanent injuries.

This accident occurred when Mary Burton drove off the end of a temporary bridge across the Republican River south of Franklin. This temporary bridge had been used for a considerable period of time during the construction of a new bridge across the Republican River south of Franklin, Nebraska. The new highway had been opened across the new bridge, the alignment was perfectly straight, and the road was in excellent condition. No signs were up indicating that a detour existed. It appears that the Burton car for no reason at all was driven off the new highway over a gravel ridge on to the detour road and upon the temporary bridge. In view of the fact that the new road was opened, there appears to be no negligence whatever on the part of the state.

I specifically disapprove the item and appropriation of $60.00 allowed to Dale Clouse, Culbertson, Nebraska.

This accident occurred at the intersection of highways No. 6 and No 25 in Palisade. Evidence shows that a truck loaded with chickens side swiped a state trailer loaded with an elevating grader. There were red flags on the front of the state truck, on the side of the trailer and on the rear of the trailer. It was barely moving, only going about five miles per hour. In turning at an intersection, the Clouse truck apparently was not under control and as a result, ran into the state truck.

I specifically disapprove the following claims for refund of excess gas tax:

Standard Oil Company, Omaha	$ 310.48
Consumers Oil Co., Omaha	767.48
Danbury Oil Co., Danbury	262.28
Deep Rock Oil Corporation, Omaha	1,025.17
Gordon Oil Co., Omaha	655.41
National Refining Co., Omaha	490.82
Nebraska-Iowa Oil Company, Blair	75.93
Sinclair Refining Co., Kansas City	966.55
Texas Company, Denver, Colorado	4,719.81
U. S. Oil Works, Inc., Omaha	1,455.00
White Eagle Oil Corp., Omaha	770.90

I have disapproved these claims for the reason that their allowance at this time would in effect make a state law retroactive in its application. The law of 1929 provided for refunds on gasoline for **tax paid in states other than Nebraska.** Between 1929 and 1931, the period for which refund is claimed, this law was in effect. The tax in Nebraska was four cents per gallon during that period. The tax in states where the gasoline was retailed was three cents per gallon. In 1931, the legislature passed an act providing that the refund should be based on the tax paid in Nebraska rather than that paid in other states, as provided in the 1929 law. In these, oil companies would obtain, if these claims were approved, the benefits of the 1931 law starting in 1929. Obviously they should not be approved. Retroactive legislation is not a good policy, particularly with reference to refunds. It is interesting to note that these claims were presented and disapproved by the legislatures meeting in 1933 and also in 1935.

I specifically disapprove the item and appropriation of $100.00 allowed to Lois Ebert, Sutton, for Auto Accident.

This accident occurred in the daytime on highway No. 6 about four and one-half miles east of Holdrege when Miss Ebert driving a car apparently became excited and drove off the highway into the ditch.

A crew of men employed by the state was working on the highway filling cracks in the concrete pavement. There was a little fog at the time in view of which the state had a flagman stationed about one hundred seventy-five feet or more to the rear of where the work was going on. The state's flagman says he saw the car driven by Miss Ebert approaching from the west at about forty-five or more miles per hour and that he waved the flag to caution her. While she was still about one hundred fifty feet away from the flagman, her car skidded and swerved sideways several times and finally went into the ditch on the left side of the road and overturned at a point about even with the flagman.

It appears that this accident may have taken place because of the precautions exercised by the state force in having a flagman. Since it appears that Miss Ebert became excited when she saw the flagman and lost control of the car, we do not believe the state should be held liable for damages which might have been caused by taking extraordinary precautions.

I specifically disapprove the item and appropriation of $150.00 allowed to Pete Wundersee, Omaha, Nebraska.

This claim was filed by Mr. Wundersee who made a claim that he was detained at the Reformatory for a period of nine months and seventeen days in excess of the time to which he was sentenced and that he is entitled to compensation in some form for the excess time served. An opinion rendered to the Board of Control by the Attorney General's office under date of March 30, 1937, says:—"That under the law, Section 29-2628, Compiled Statutes, 1929, the claimant was not detained for any period in excess of that contemplated by the express terms of his two sentences."

I am disapproving claim of the city of Lincoln in the sum of $2,576.99 for the reason that due to action pending in the District

Court of Lancaster County there is a question as to whether $625.55 contained in this claim is due the city. This refers to tax sale No. 11339 wherein there is an original claim of $695.00 and interest at twelve per cent in the sum of $625.55 or a total of $1,320.55. If the court should hold in favor of the city, there should be no obligation on the part of the state to pay the city interest at the rate of twelve per cent or in the amount of $625.55. I suggest that this claim be considered by the next session of the legislature at a time when the court proceedings will have been had or an actual determination of the amount can be had.

With reference to the T. H. Maenner claim of $1432.40, I have information from the Clerk of the Claims Committee that the Committee intended to allow $1245.73. The correction of this item is supported by the original sworn claim submitted to the Committee. I doubt my legal authority to reduce a claim in view of which I have approved claim for $1432.40 with definite assurance of payment into the State Treasury the difference of $186.67 which I will obtain receipt for from the State Treasurer and furnish you to complete record.

Respectfully submitted,
(Signed) R. L. COCHRAN,
Governor.

BILLS APPROVED AFTER ADJOURNMENT

The following Legislative Bills were approved by the Governor after adjournment of the Legislature:

May 17, 1937

Legislative Bill No. 478
Legislative Bill No. 543
Legislative Bill No. 577
Legislative Bill No. 578

May 18, 1937

Legislative Bill No. 69
Legislative Bill No. 350
Legislative Bill No. 374
Legislative Bill No. 376
Legislative Bill No. 377
Legislative Bill No. 378
Legislative Bill No. 380
Legislative Bill No. 415
Legislative Bill No. 431
Legislative Bill No. 445
Legislative Bill No. 499
Legislative Bill No. 526
Legislative Bill No. 553
Legislative Bill No. 572
Legislative Bill No. 573
Legislative Bill No. 574
Legislative Bill No. 575
Legislative Bill No. 576

May 19, 1937

Legislative Bill No. 252
Legislative Bill No. 277
Legislative Bill No. 308

May 20, 1937

Legislative Bill No. 567 With exceptions

LEGISLATIVE BILLS ENACTED INTO LAW

Fifty-second Session

L. B. No.	1	Haycock et al. Relating to delinquent real and personal property taxes.
L. B. No.	2	Carpenter. Relating to delinquent or dependent children.
L. B. No.	3	Carpenter. Relating to the registration and licensing of motor vehicles.
L. B. No.	4	Judiciary Committee et al. Granting a moratorium in foreclosure actions upon real estate.
L. B. No.	5	Regan. Relating to overseers of the poor and employment of physicians.
L. B. No.	6	Schultz et al. Relating to cost of caring for patients committed to hospitals for insane.
L. B. No.	7	Tvrdik. Authorizing cities or incorporated villages to convey public parks to school districts.
L. B. No.	10	Committee on Appropriations. Appropriation for salary of employees, mileage of members, supplies and incidental expenses of Legislature.
L. B. No.	12	Dafoe and Schultz. Providing manner of payment of salary to members of the Legislature.
L. B. No.	14	Dunn et al. Regulating the professional practice of engineering and architecture.
L. B. No.	15	Ashmore and Neubauer. Providing the compensation which cities and villages shall pay to county sheriffs for boarding prisoners.
L. B. No.	20	Pizer. Permitting Thomas Bailey et al to sue the state.
L. B. No.	22	Dunn. Relating to bulk sales of personal property and exemptions therefrom.
L. B. No.	23	Dunn. Providing for perpetuation and certification of college diplomas and records.
L. B. No.	26	Committee on Appropriations. Appropriation for the payment of salaries of members of the Legislature.
L. B. No.	32	Dafoe and Brandt. Relating to public power and public power and irrigation districts.
L. B. No.	37	Gantz. Prescribing legal investments of school funds

	by board of educational lands and funds.
L. B. No. 38	Strong and Gantz. Prohibiting the operation of motor vehicles while under the influence of alcoholic liquor or drugs.
L. B. No. 39	Strong. Prohibiting the sale of liquor.
L. B. No. 40	Committee on Appropriations. Appropriation to pay premiums on official bonds of the state treasurer and deputy.
L. B. No. 46	Worthing. Permitting cash bonds on appeals in criminal cases.
L. B. No. 47	Worthing. Defining the jurisdiction of municipal courts in criminal cases.
L. B. No. 49	Regan. Including the recovery of money paid under invalid tax laws under statute of limitations.
L. B. No. 50	Knickrehm and Diers. Regulating and licensing itinerant merchants.
L. B. No. 52	Hall et al. Relating to insurance eligibility for loans under national housing act.
L. B. No. 53	Hall et al. Authorizing building and loan associations to obtain insurance of their loans by the federal housing administrator.
L. B. No. 55	Gantz et al. Providing rules and regulations for the operation of live stock sales rings.
L. B. No. 57	Comstock and Dunn. Relating to administration of estates; to include absentees who were non-residents leaving property in the state.
L. B. No. 58	Wells et al. Regulations for assessment hail associations when assets insufficient to pay losses.
L. B. No. 59	Regan. Limiting the aggregate amount of sewer bonds and sewer and water extension warrants in cities of first class.
L. B. No. 60	Norton and Reynolds. Constitutional amendments, short ballot, executive state officers, administrative boards, recall.
L. B. No. 68	Brandt. Providing regulations for municipally owned utilities and dealing with delinquent water rents.
L. B. No. 69	Regan and Von Seggern. Appropriation for salary of state officers.
L. B. No. 70	Von Seggern et al. Appropriation for state government.
L. B. No. 71	John B. Peterson and Miller. Authorizing conveyance of real estate by cities and villages by ordinance.
L. B. No. 72	John B. Peterson. Relating to acquisition, sale and conveyance of property by municipal libraries.
L. B. No. 73	Knickrehm and Hall. Regulations for deposit of

	city funds in banks.
L. B. No. 75	Armstrong. Relating to the issuance of search warrants.
L. B. No. 77	Hall. Repealing emergency banking act relating to deposits.
L. B. No. 78	Hall. Relating to surplus funds and declaration of dividends by banks.
L. B. No. 79	Hall. Relating to the surplus and pledging of securities by banks.
L. B. No. 80	Hall. Relating to security for deposit of public funds.
L. B. No. 81	Frost and Knickrehm. Fixing date of annual meeting of the state board of agriculture.
L. B. No. 83	Slepicka. Relating to salary of village officers.
L. B. No. 84	Wells et al. Prescribing regulations governing the weighing of grain in Nebraska under the grain standard act.
L. B. No. 90	Worthing et al. Providing for compensation to cover occupational diseases in certain industries.
L. B. No. 95	Von Seggern et al. Authorzing cities and villages to create boards of public docks.
L. B. No. 97	Dafoe et al. Regulating the transportation of motor vehicle fuels.
L. B. No. 101	Dafoe and Dunn. Relating to supreme court reports.
L. B. No. 107	Armstrong. Relating to appointment of manager for public utilities in cities and villages.
L. B. No. 108	Armstrong. Relating to appointment of water commissioner in cities of second class and villages.
L. B. No. 111	John B. Peterson. Authorizing cities of a certain class to convey real estate.
L. B. No. 112	Brodecky and Miller. Prohibiting use of religious questionnaire in employment of teachers.
L. B. No. 115	Gantz. Validating defective conveyances of real estate.
L. B. No. 117	Brandt. Relating to transportation of pupils in consolidated school districts.
L. B. No. 122	Dafoe and Dunn. Relating to service of process on foreign insurance companies.
L. B. No. 123	Neubauer. Limiting general annual levy in cities of a certain class.
L. B. No. 124	Brady. Establishing suspension fee accounts under state auditor.
L. B. No. 125	Thomas. Regulation and consolidation of public utilities corporations and common carriers.
L. B. No. 126	Thomas. Relating to habitual criminals.

L. B. No. 129	Murphy. Relating to organization and operation of irrigation districts.
L. B. No. 131	Haycock et al. Fair Trade Act.
L. B. No. 133	Cady. Relating to the wilful and malicious destruction of animals.
L. B. No. 137	Diers et al. Unfair Practices Act.
L. B. No. 139	Diers. Relating to specifications of motor vehicle fuels.
L. B. No. 140	Brodecky. Regulating municipal utilities in cities of the second class.
L. B. No. 143	Brandt and Armstrong. Permitting levy by counties and cities for unemployment relief.
L. B. No. 144	Brady and Dafoe. Relating to vacancies in Congress and the Legislature.
L. B. No. 146	Thomas. Relating to decisions by and appeals from the State Railway Commission.
L. B. No. 147	Dunn et al. Nebraska Safety Patrol.
L. B. No. 152	Gantz. Serving of process on dissolved corporations.
L. B. No. 157	Dafoe. Permitting sale of real estate to pay debts in decedents' estates.
L. B. No. 158	Wells et al. Providing a tax on motor vehicle fuels and the allocation thereof.
L. B. No. 163	Neubauer. Authorizing certain non-profit corporations to refund existing indebtedness.
L. B. No. 165	Gantz. Relating to nominations for city officers and boards of education in certain cities.
L. B. No. 167	Haycock. Relating to the smoking of cigarettes in public eating places.
L. B. No. 168	Miller et al. Relating to narcotic drugs and defining marihuana leaves.
L. B. No. 169	Neubauer et al. Appropriation for lighting tower of the state capitol.
L. B. No. 175	Cady. Providing for the prevention and eradication of scabies.
L. B. No. 176	Neubauer. Relating to the warehousing of grain on farms.
L. B. No. 178	Slepicka. Regulating intrastate motor carriers.
L. B. No. 179	Walter R. Johnson et al. Requiring contracts for personal property to be in writing in certain cases.
L. B. No. 182	Norton et al. Authorizing municipal planning commissions.
L. B. No. 193	Ashmore. Relating to sale of lands and issuance of bonds to maintain county poor houses and hospitals.
L. B. No. 189	Dunn. Unemployment compensation law.
L. B. No. 190	Dunn. Relating to investment by fiduciaries.

L. B. No. 191	Committee on Appropriations. Appropriation for salary of employees, mileage of members, supplies and incidental expenses of Legislature.
L. B. No. 194	Cady and Slepicka. Relating to inspection of nursery stock.
L. B. No. 196	Frost et al. Relating to venue of civil actions.
L. B. No. 198	Roy W. Johnson. Relating to diversions for direct irrigation.
L. B. No. 201	Roy W. Johnson. Relating to state normal schools.
L. B. No. 202	Gantz. Relating to fees of county judges.
L. B. No. 204	Howard et al. Relating to live stock markets and brand inspection.
L. B. No. 205	Armstrong and Carsten. Relating to hybrid seed corn.
L. B. No. 206	Armstrong. Relating to militia, soldiers and sailors; enrollment by assessor.
L. B. No. 211	Haycock et al. Relating to validation of irrigation districts.
L. B. No. 212	Brodecky and Schultz. Relating to schools; officers; hiring of teachers.
L. B. No. 216	Judiciary Committee. Providing for compilation of the Cumulative Supplement to the statutes.
L. B. No. 220	Brady et al. Appropriation for Nebraska National Guard Aerial Squadron.
L. B. No. 221	Appropriation for Nebraska Aeronautics Commission.
L. B. No. 223	Thomas et al. Relating to jurisdiction in actions against the state.
L. B. No. 224	Wells. Relating to city water works plants.
L. B. No. 225	Roy W. Johnson et al. Relating to the control and eradication of weeds.
L. B. No. 227	Haycock and Worthing. Granting of reciprocal licenses to foreign insurance companies.
L. B. No. 231	Thomas et al. Relating to public funds and creating a delinquent tax sinking fund.
L. B. No. 232	Thomas et al. Relating to recall of county officers.
L. B. No. 237	W. R. Johnson and Gantz. Relating to claims against counties for care of insane.
L. B. No. 241	Thomas. Relating to appeals to the Supreme Court from orders of remittitur.
L. B. No. 244	Carl H. Peterson et al. Relating to county budget tax levy including rural fire fighting equipment.
L. B. No. 245	Cady and Norton. County Budget Act of 1937.
L. B. No. 246	Cady and Norton. Relating to county budget taxes.
L. B. No. 252	Norton. Electric Cooperative Corporation Act.
L. B. No. 258	Committee on Appropriations. Relating to salaries paid in various departments.

L. B. No. 262	Hall. To repeal stockholders' liability in banks by constitutional amendment.
L. B. No. 263	Hall et al. Fixing commissions and allowances of executors and administrators.
L. B. No. 266	Brodecky and Norton. Relating to agricultural statistics of precinct assessors.
L. B. No. 267	Armstrong. Uniform Act for Out-of-state Parolee supervision.
L. B. No. 268	Armstrong. Uniform Act on Fresh Pursuit.
L. B. No. 269	Armstrong. Uniform Act to Secure the Attendance of Witnesses from without a State in Criminal Proceedings.
L. B. No. 273	Murphy. Relating to levy and collection of irrigation district charges.
L. B. No. 277	Diers. Relating to membership of corporations in Federal Home Loan Bank.
L. B. No. 280	Frost et al. Providing cultural and vocational training in certain state institutions.
L. B. No. 286	Von Seggern. Providing for preservation of United States Land Office records.
L. B. No. 290	Dunn. Permitting the Fremont Joint Stock Land Bank of Fremont to sue the state.
L. B. No. 297	McMahon. Providing for and regulating absent and disabled voters' counting boards in certain counties.
L. B. No. 298	McMahon. Relating to election registration records in certain counties.
L. B. No. 299	McMahon. Relating to election counting boards in certain counties.
L. B. No. 300	Regan et al. Providing regulations for funeral directing and undertaking.
L. B. No. 301	Regan et al. Relating to embalming.
L. B. No. 302	Wells and Carpenter. Relating to refunding of certain obligations by municipalities.
L. B. No. 306	Norton. Providing for constitutional reviewer of legislative bills.
L. B. No. 308	Thomas. Relating to investments for domestic insurance companies.
L. B. No. 310	Ashmore. Providing for county auditing and uniform bookkeeping.
L. B. No. 311	Diers. Relating to investments by county treasurers.
L. B. No. 312	Neubauer. Relating to game and fish.
L. B .No. 314	Walter R. Johnson. School tax levy in metropolitan cities.
L. B. No. 316	Armstrong. Providing regulations for building and loan associations.

L. B. No. 319	Hall. Regulating organizations under the Department of Banking.
L. B. No. 320	Committee on Appropriations. Appropriation for prison industry equipment and housing fund.
L. B. No. 321	Committee on Appropriations. Relating to exchange of prison made goods with other states.
L. B. No. 323	McMahon et al. Relating to care of dependent children.
L. B. No. 325	Tvrdik et al. Establishing the Genoa State Farm as a state institution.
L. B. No. 327	Committee on Appropriations. Appropriation for the Nebraska state-use system of prison employment fund.
L. B. No. 329	Committee on Appropriations. Appropriation for revolving fund for Board of Control.
L. B. No. 350	Dunn and Comstock. Relating to municipal court as successor to justice of the peace.
L. B. No. 352	Hall. Relating to and limiting insurance contracts.
L. B. No. 365	Haycock. Relating to registration and fees for licensing cosmetologists.
L. B. No. 367	Regan and Hall. Blue Sky Law.
L. B. No. 374	John Adams, Jr. et al. Providing additional revenue for state assistance fund.
L. B. No. 376	John Adams, Jr. and Frost. Relating to qualifications for and payment of old age assistance.
L. B. No. 377	John Adams, Jr. and Frost. Relating to qualifications for and payment of blind assistance.
L. B. No. 378	John Adams, Jr. and Frost. State assistance fund.
L. B. No. 380	John Adams, Jr. and Frost. Relating to assistance for dependent children.
L. B. No. 383	Von Seggern. Relating to the office of commissioner of public lands and buildings.
L. B. No. 388	Ernest A. Adams. Regulating and licensing the sale of motor vehicles.
L. B. No. 389	Cady and Brodecky. Fixing salaries of clerks of the Legislature.
L. B. No. 392	Von Seggern. Designating the custodian of state capitol, capitol grounds and equipment.
L. B. No. 394	Norton. Relating to the convening of the Legislature.
L. B. No. 395	Norton et al. Creating and establishing a Legislative Council.
L. B. No. 399	Dunn. Relating to consolidation of savings and loan or building and loan associations.
L. B. No. 404	Von Seggern and Cady. Relating to acquisition of

	land for drainage purposes.
L. B. No. 405	Cady. Relating to license fees under Department of Public Health and Welfare.
L. B. No. 411	Committee on Appropriations. Relating to transportation of motor vehicle fuels.
L. B. No. 412	Committee on Appropriations. Relating to diminution of time to prisoners by Board of Control.
L. B. No. 413	Committee on Appropriations. Relating to the regulation of motor vehicle towing permits.
L. B. No. 415	Walter R. Johnson, et al. Relating to the enumeration and education of crippled children.
L. B. No. 416	Worthing et al. Relating to claims against the county.
L. B. No. 425	Dunn. Transferring the administration of the state assistance fund to the Board of Control.
L. B. No. 431	Haycock and Gantz. Relating to revenue, including levy for playgrounds and recreation centers.
L. B. No. 435	Armstrong et al. Prophylactic Control Act.
L. B. No. 438	Tvrdik. Permitting Erick Skogman et al to sue the state.
L. B. No. 442	Roy W. Johnson. Relating to the filling of vacancies in public elective offices.
L. B. No. 445	Haycock. Relating to teachers' certificates.
L. B. No. 450	Reynolds. Relating to mothers' pensions.
L. B. No. 456	Frost. Permitting acquisition of real estate for recreational purposes by municipal corporations.
L. B. No. 461	Von Seggern and Cady. Relating to Nebraska Public Library Commision.
L. B. No. 478	Brady. Declaring unlawful monopolies of copyrighted vocal or instrumental musical compositions.
L. B. No. 481	Ernest A. Adams et al. Authorizing extension of sewerage systems and sewage disposal plant services by municipal corporations.
L. B. No. 483	Committee on Education. Relating to Board of Educational Lands and Funds.
L. B. No. 495	Dunn. Allocation of inheritance tax money.
L. B. No. 498	Dafoe. Providing for incorporation of professions, associations and societies not organized for profit.
L. B. No. 499	Neubauer et al. Establishing Bureau of Dairies, Foods and Drugs.
L. B. No. 502	Carsten. Appropriation to pay tuition for children of soldiers, sailors and marines.
L. B. No. 506	Armstrong. Relating to elections in certain cities and villages.
L. B. No. 515	Hall. Relating to security of funds in public de-

	positories.
L. B. No. 520	Thomas. Abolishing limit of indebtedness of corporations.
L. B. No. 522	Dafoe and Norton. Relating to the organization of public power and irrigation districts.
L. B. No. 523	Cady and Dafoe. Relating to tax on alcoholic liquors.
L. B. No. 526	Roy W. Johnson. Regulating installment investment companies.
L. B. No. 531	Dafoe et al. Creating the Nebraska State Planning Board.
L. B. No. 537	Brodecky. Regulating possession and sale of cannibas, hashish or marijuana.
L. B. No. 543	Dunn and Von Seggern. Establishing Commission on Intergovernmental Cooperation.
L. B. No. 551	Armstrong. Directing conveyance of real estate to Nebraska City.
L. B. No. 552	Committee on Appropriations. Appropriation for salary of employees, mileage of members, supplies and incidental expenses of Legislature.
L. B. No. 553	Norton. Soil Conservation Districts Law.
L. B. No. 555	Carpenter. Relating to delinquent or dependent children.
L. B. No. 560	Committee on Public Highways and Bridges. Relating to equipping of motor vehicles with safety glass.
L. G. No. 561	Gantz. Validating defective conveyances of real estate.
L. B. No. 562	Brady. Appropriating ten per cent of special fee fund to general fund.
L. B. No. 565	Norton and John Adams, Jr. Relating to advisory vote on amendments to the Constitution of the United States.
L. B. No. 566	Thomas. Relating to distribution under court order of money recovered for wrongful death.
L. B. No. 567	Committee on Claims and Deficiencies. Appropriation for miscellaneous claims.
L. B. No. 569	Brady et al. Relating to cost of caring for patients committed to hospitals for insane.
L. B. No. 571	Committee on Appropriations. Appropriation for emergency needs of Board of Pardons.
L. B. No. 572	John Adams, Jr. et al. First Class Cities Housing Authorities Law.
L. B. No. 573	John Adams, Jr. et al. Housing Co-operation Law.
L. B. No. 574	John Adams, Jr. et al. Legalizing the creation and establishment of Metropolitan Housing Authorities.

L. B. No. 575	John Adams, Jr. et al. Relating to exemptions from taxation and assessment of Housing Authorities.
L. B. No. 576	John Adams, Jr. et al. Metropolitan Cities Housing Authorities Law.
L. B. No. 577	Committee on Appropriations by special order of the Legislature. Appropriation for salary of employees, mileage of members, supplies and incidental expenses of Legislature.
L. B. No. 578	Howard et al. Providing rules and regulations for the operation of live stock sales rings.
L. B. No. 579	Comstock. Appropriation for lighting tower of state capitol.
L. R. No. 1	Brady et al. Appropriation for Nebraska Legislative Reference Bureau.
L. R. No. 6	Committee on Appropriations. Appropriation for Nebraska Legislative Reference Bureau.

LEGISLATIVE BILLS

Introducer, Number and Committee Referred to

ERNEST A. ADAMS

132	Building & Loan, etc. defamation of	Judiciary
207	Trademarks, registration	Judiciary
236	Vehicles, civil liabilities of owners	Judiciary
293	Liquors, retail licenses	Judiciary
294	Liquors, licenses, regulations, affirmative vote	Judiciary
295	Burton, Jean N. et al, permission to sue	Claims & Def.
370	Insurance agents & brokers, licenses	Banking & Ins.
371	Municipal courts, traffic courts, jurisdiction	Judiciary
372	Motor vehicles, certificates of title	Commerce
387	Motor vehicles, personal property tax	Revenue
388	Motor vehicle dealers, licenses	Government
480	Metropolitan Utilities, sewage disposal plants	Government
481	Municipalities, sewage disposal plants	Government
514	Villages, organization, rules & regulations	Government
516	Jurors, Douglas County, mileage	Judiciary
525	Insurance Co's, premium taxes	Revenue
534	Elevator Inspection dep't., duties of	Commerce

JOHN ADAMS, JR.

136	Child Labor Amendment	Labor
150	Unemployment Compensation Fund	Labor
328	Insurance, policy requirements, discrimination	Banking & Ins.
373	Motor vehicle fuels, State Assistance Funds	Pub. Highways
374	Property transfer, taxes, State Assistance Fund	Revenue
375	State Assistance Fund, appropriation	Appropriations
376	Old Age Assistance, qualifications for	Labor

377	Blind assistance	Labor
378	State Assistance Fund, appropriation unexpended balance	Appropriations
379	Maternal & Child Public Health Work Fund, appropriation	Labor
380	Public welfare, dependent children, assistance	Labor
381	Deaf & Blind, Education & Maintenance Fund	Appropriations
382	Work Relief, minimum, injured employees	Labor
386	Wages, assignment, head of family	Judiciary
398	Motor vehicles, conditional sales	Judiciary
417	Probation officers, fees	Government
433	Liquor Commission, rulings, appeals from	Judiciary
441	Labor, spouses, public employees	Labor
471	Nebraska Workmen's Compensation Court, salaries, maximum	Judiciary
538	County employees, pensions	Labor
539	State Employees, pensions	Labor
572	Housing Authorities Law, cities first class.	
573	Housing Co-operation Law.	
574	Housing Authorities, Metropolitan.	
575	Housing Authorities, tax exemptions.	
576	Housing Authorities, metropolitan cities.	

COMMITTEE ON APPROPRIATIONS

10	Legislature, employees, mileage, supplies	Appropriations
26	Legislature, members, salaries, appropriation	Appropriations
40	State treasurer, bond premium	Appropriations
191	Legislature, Reappropriations, unexpended balances	Appropriations
258	State Engineer salary	Government
320	Prison Industry Equipment Fund, Reappropriations	Appropriations

321 Board of Control, Prison made goods, exchange....Appropriations

327 Nebraska State-Use System of Prison Employment Fund ....Appropriations

329 Board of Control, revolving fund....................Appropriations

330 State Institutions, officers, appointment, removal..Appropriations

411 Motor Vehicle fuels, port fees, allocation.............Pub. Highways

412 Prisoners, merit credits....................Appropriations

413 Motor Vehicles, towing regulations....................Appropriations

544 Motor vehicle fuels, dealers, bonds....................Commerce

552 Legislature, Employees, etc....................Appropriations

559 Session Laws, publication and distribution....................Legislative Administration

571 Board of Control, emergency needs, appropration.

577 Legislature, employees, expenses, appropriation.

ROBERT M. ARMSTRONG

74 Courts, county, jurisdiction, appeals, costs....................Judiciary

75 Firearms, felonies, search warrants....................Judiciary

91 Criminal procedure, complaint or information....................Judiciary

96 Apples, sale of, regulating....................Agriculture

107 Municipal corporations, water works management....Government

108 Water commissioner, cities second class & villages....Government

205 Corn, hybrid, sale regulations....................Agriculture

206 Assessors, militia, census, repeal....................Judiciary

248 County commissioners, compensation, maximum...............Revenue

267 Parole, probation, other states, mutual compacts...........Judiciary

268 Criminal procedure, law of fresh pursuit, uniform........Judiciary

269 Criminal procedure, outstate witnesses....................Judiciary

316 Building & Loan Ass'ns, proxies, reserves...........Banking & Ins.

335 Bridges, construction & maintenance, boundary lines ....Pub. Highways

336	Personal property, replevin actions, civil procedure	Judiciary
434	Criminal Investigation, Department of, appropriation	Judiciary
435	Prophylactic Control Act	Pub. Health
436	Railroads, crews, classifications	Labor
504	Road overseers, repeal statute	Pub. Highways
505	County boards, unexpended balances	Government
506	Municipal elections, hours	Government
507	County officers, salary	Government
508	Cities & villages, meter deposit funds, investments	Government
509	Second class cities & villages, land leases	Government
510	County Courts, employees	Judiciary
530	Municipal courts, cities over 5,000	Judiciary
551	Nebraska City, conveyance, real estate	Judiciary

HUGH B. ASHMORE

15	Sheriffs, fees, boarding prisoners	Government
183	County Boards, sale of land, poorhouses, hospitals	Government
310	County Government and officers, annual audits uniform	Government
359	County High Schools, levy, tuition	Education

FRANK J. BRADY

124	Auditor of Public Accounts, Suspension Fee Ledger	Judiciary
144	Vacancies, Legislature, Congress	Judiciary
220	Nebraska National Guard Aerial Squadron	Appropriations
221	Nebraska Aeronautics Commission, reappropriation	Appropriations
222	Taxes, refunds, Nebr. Aeronautics Comm	Revenue
259	School funds, exchange for refunding bonds	Education
414	Nellis, C. B. representative, permission to sue	Claims & Def.

478	Music Copyrights, sale, regulations	Judiciary
545	Insurance companies, supervision, licensing	Banking & Ins.
562	State Board of Examiners, fees	Appropriations
564	Legislative control office	Appropriations
569	Insane patients, care of, cost.	
580	Motor vehicle fuels, tax, constitutional amendment.	

HENRY F. BRANDT

29	Motor vehicle fuels, prices posted	Commerce
30	Securities, unlawful sale	Judiciary
33	Legal process, attachment, etc	Judiciary
68	Liens, municipal corporation, utilities	Government
117	Schools, consolidated districts, transportation	Education
142	Power and Irrigation Districts, directors, qualifications	Drainage & Irrigation
143	Unemployed, indigent, relief of, tax levy	Revenue
197	State Institutions, hours of labor	Labor
296	Bridges, construction of in cities and villages	Pub. Highways
331	Labor, wages, payable semi-monthly	Labor
360	Liquor sales regulation, containers	Judiciary
513	Motor vehicle fuels, placards	Commerce

EMIL E. BRODECKY

112	Teachers, questionnaires, religious affiliation	Education
140	Cities, second class, public utilities, surplus funds	Government
212	Teachers, contracts, renewal of	Education
215	Elections, board of, terms	Revenue
266	Assessors, precinct, duties, agricultural statistics	Agriculture
458	Liquors, licenses, occupation tax, regulations	Judiciary
467	School districts, annual reports, audits	Education
537	Fiber hemp, uses, regulations	Pub. Health

P. L. CADY

133	Dogs, destruction of	Pub. Health
175	Scabies, prevention, eradication	Agriculture
193	Cities, first class, maximum salaries	Government
194	Nursery stock, regulations, reciprocal agreements	Agriculture
257	County Government & Officers, levies, fire protection	Government
270	Basic Science, Records	Pub. Health
271	Basic Science Board, qualification	Pub. Health
315	Motor vehicles, registration, exceptions	Commerce
389	Legislature, clerk, salary	Legislative Adm.
390	Legislature, clerk, duties	Legislative Adm.
405	Chiropractors, pharmacy, medicine, etc. license fees	Pub. Health
523	Liquor, gallonage, tax	Judiciary

SWAN CARLSON

41	School lands and funds, rental	Education
85	Irrigation, superintendent, appointment	Drainage & Irr.
87	Irrigation, ditches, canals, repair	Drainage & Irr.
89	Irrigation, priority rights	Drainage & Irr.
366	Banks, checks, drafts, stop payment	Judiciary
535	Delinquent taxes, collection, redemption	Revenue

EARL W. CARPENTER

2	Children, delinquent	Judiciary
3	Motor vehicles, registration, licenses	Judiciary
88	Taxes, partial payment	Revenue
264	Eggs, candling & grading, hatcheries, permits	Agriculture
353	Insurance, Domestic, Mutual, salaries, proxies	Banking & Ins.
460	Special prosecutor, app't. by Gov., when	Judiciary
555	Children, delinquent and dependent	Judiciary

FRED L. CARSTEN

113	Motor vehicle fuels, night delivery	Commerce
249	Louisville Platte River bridge, toll	Appropriations
368	Burial grounds, roads, condemnation	Government
418	Attorney General, appointment, constitutional amendment	Judiciary
419	Railway Commission, appointment, constitutional amendment	Judiciary
502	Schools, Army & Navy service, tuition	Education

COMMITTEE ON CLAIMS AND DEFICIENCIES

558	Stock brand fund	Appropriations

JOHN H. COMSTOCK

48	Register of Deeds, Lancaster County, fees	Government
57	Estates, administration, absentees, non-residents	Judiciary
135	Euthanasia, or Mercy Death	Pub. Health
341	Motion pictures, occupation taxes, regulations	Revenue
342	Liquor, purchasers, permits	Judiciary
452	Lancaster district court bailiffs, salary	Revenue
473	Firemen, pensions	Revenue
474	Holms, Ernest H., may sue	Claims & Def.
475	Municipalities, occupation taxes, exemptions	Revenue
547	Insurance, laws, rulings, pamphlets	Banking & Ins.
548	Insurance Co's., Mutual, permit to borrow	Banking & Ins.
549	Insurance Co's., foreign, reserve deposit, requirements	Banking & Ins.
550	Insurance Co's., licenses, similar names	Banking & Ins.
579	Capitol tower, lighting.	

CHARLES A. DAFOE

12	Legislature, members, salaries, payment	Appropriations

32	Bonds, Irrigation District Directors	Commerce
97	Motor vehicle fuels, transportation	Commerce
101	Supreme Court Reports, Judges Compensation Court	Judiciary
122	Director of Insurance, process fees	Judiciary
145	Withdrawn	Appropriations
156	County Judges, judgments for costs	Judiciary
157	Estates, sale of land to pay debts, etc	Judiciary
173	Cities & Villages, Home Rule Charter, Constitutional amendment	Government
199	Rural electrification, regulations	Commerce
291	Hunt, H. Raymond, permission to sue	Claims & Def.
349	County courts, J. P., procedure, judges interchange	Judiciary
406	Liquor, advertising regulations	Judiciary
484	Estates, Decedent, claims, payment of	Judiciary
497	Drainage, improvements, bond elimination	Drainage & Irr.
498	Chambers of Commerce, Junior, incorporation	Judiciary
500	Liquors, sale, outside corporate limits	Judiciary
501	Fiduciaries, Guardian funds, notices	Judiciary
522	Power & Irrigation Districts, enabling act	Drainage & Irr.
531	State Planning Board, Building Program	Appropriations
557	Receiver, notice to adverse party	Judiciary
563	State bonding agency, constitutional amendment	Judiciary
567	Claims and deficiencies, appropriation.	
568	Engineering and architecture, regulations.	

W. H. DIERS

109	Parks, taxes, Cities second class, villages	Government
137	Unfair Practices Act	Pub. Health
138	Teachers, Retirement System	Education
139	Motor Vehicle Fuels, specifications for	Judiciary

141	Peddlers, regulation of	Government
162	Public Utilities franchises, Cities 2nd class & Villages	Government
171	Motor vehicles, hit and run drivers	Judiciary
195	Compensation Court, regulations	Labor
235	Public Warehouses, supervision of, Dept. of Agr	Agriculture
276	Building & Loan Ass'ns, Home Owners Loan Shares	Banking & Ins.
277	Banking & Insurance, membership, Federal Home Loan Banks	Banking & Ins.
278	Building & Loan Ass'ns, liquidation	Banking & Ins.
292	School funds, invest certain debentures	Education
311	County Treasurers, funds, legal investments	Government
470	Grain storage, loans	Agriculture
476	Commodity credit system, regulations	Agriculture
556	Supervisors, township, election of	Government

LESTER L. DUNN

11	Insurance, fraternal benefit societies	Banking & Ins.
13	Insurance, fraternal benefit, domestic	Banking & Ins.
14	Engineers and Architects, State Board	Pub. Health
22	Property, personal, bulk sales, distress warrants	Judiciary
23	Schools, Colleges, records	Education
24	Property, personal, tax liens	Revenue
35	Money lenders, interest rates	Banking & Ins.
42	Husband and wife, equal rights	Judiciary
43	Street improvement assessments, appeals	Government
67	Tax Commissioner, mailing room, postage machines	Pub. Health
92	Cokely, Mary A., appropriation	Claims & Def.

147	Motor vehicles, licenses, Highway Safety Division	Pub. Highways
148	Motor vehicles, licenses, companion Bill to 147	Pub. Highways
189	Unemployment Compensation Law	Labor
190	Fiduciaries, securities, investments	Judiciary
233	Corporations, foreign, certificates, qualifications for	Judiciary
234	Insurance Companies, domestic, authorized investments	Banking & Ins.
282	Federal Savings & Loan Ass'n, rights, immunities	Banking & Ins.
283	Building & Loan liquidation, insolvency	Banking & Ins.
289	Federal Corporations, state supervision	Banking & Ins.
290	Fremont Joint Stock Land Bank, permission to sue	Claims & Def.
338	Cronwell, Sven S., permission to sue	Claims & Def.
350	Municipal courts, successors Justices of Peace	Judiciary
351	Municipal courts, Judges, election, Lancaster Co	Judiciary
399	Building & Loan Ass'ns, consolidation	Banking & Ins.
425	State Board of Public Welfare	Labor
426	Dependent Children, delinquent, home admittance	Labor
427	Orthopedic Hospital, admission, rules	Labor
428	Tuberculosis Hospital, admission, rules	Labor
429	School Feeble Minded, admission, rules	Labor
430	Schools for Deaf, Dumb, Blind, regulations, county liability	Labor
453	Abstracts of title, use as evidence	Judiciary
454	Estates, abolishment by entireties, joint estates	Judiciary
495	Inheritance tax, allocation	Labor
496	Banks, liquidation, regulations	Banking & Ins.
521	Divorce costs	Judiciary

540 Boylan, Glen E., may sue..Claims & Def.

543 Commission on Intergovernmental cooperation......Appropriations

COMMITTEE ON EDUCATION

483 Board Educational Lands & Funds, duties...................Education

TRACY T. FROST

81 State Board of Agriculture, annual meeting................Agriculture

196 Civil Procedure, venue, tort actions..............................Judiciary

279 Blind Commission, creating......................................Appropriations

280 Blind School, vocational training...............................Pub. Health

281 Blind, Assistance, when...Pub. Health

340 University of Nebraska, experiment station
Valley Co. ....Agriculture

455 Amusements, tax, State Assistance Fund.........................Revenue

456 Parks, Cities 2nd class, cities & villages....................Government
457 Movie films, taxes, selling, leasing..................................Revenue

HARRY E. GANTZ

16 Schools, building sites...Education

25 Tax Investigation Commission...Revenue

36 Checks, insufficient funds, penalty..................................Judiciary

37 State School funds, investment..Education

102 Sewers, out door toilets, condemnation for...............Government

103 Cities, ordinances, procedure......................................Government

106 Health ordinances, resolutions, regulations...............Pub. Health

114 School, State aid limitation...Education

115 Real Estate, conveyances, validation.............................Judiciary

116 Fish & Game, trappers, regulations..............................Agriculture

130 Real Estate, counties, tax foreclosures...........................Revenue

152 Corporations, dissolution, serving process.......................Judiciary

165 Elections, Municipal officers, Board of Education,
caucuses, conventions ....Government

166	Elections, political party conventions	Government
184	Schools, transportation allowance for pupils	Education
185	Witnesses, civil procedure	Judiciary
186	Cities, 1st class, municipal corporations, ordinances, revision	Government
187	Venue, Justice to County Court	Judiciary
202	County Judges, fees, records	Revenue
217	Radio, regulations, Cities & Villages	Government
256	Elections, Presidential electors, Meeting, etc	Government
354	Highways & Bridges, condemnation, proceedings, R. R. Crossings	Pub. Highways
355	State of Nebraska, suits, waiver of sovereignty	Judiciary
408	Check writing, no funds, penalties	Judiciary
409	Attorney General, investigators, appointment, law enforcement	Judiciary
410	Property, personal, taxes, liens	Revenue
561	Real estate, conveyances, defective	Judiciary

LELAND R. HALL

44	Deposits, public, others, collateral	Banking & Ins.
45	Deposits, county Judges, District Court	Banking & Ins.
52	Loans, Banks, National Housing Act	Banking & Ins.
53	Loans, Building & Loan Ass'ns, Insurance	Banking & Ins.
77	Loans, Investments, National Housing Act	Banking & Ins.
78	Banks, banking, surplus, profits	Banking & Ins.
79	Banks, banking, surplus, mangement	Banknig & Ins.
80	Public funds, deposits, banks, security	Banking & Ins.
262	Banks, stockholders liability, Constitutional Amendment	Government
263	Decedent Estates, Executors & Administrators fees	Judiciary
318	Power & Irrigation Districts, Public, integration systems	Drainage & Irr.

319	Banks, Building & Loan assesments, salaries	Banking & Ins.
334	State Building Fund, allocation	Appropriations
352	Insurance, minors	Banking & Ins.
369	Insurance. Directors, orders, appeals	Banking & Ins.
515	Public funds, security, reduction, F.D.I.C	Banking & Ins.

W. F. HAYCOCK

1	Taxes, delinquent	Revenue
131	Fair trade act	Pub. Health
167	Cigarettes, smoking, public eating places	Pub. Health
211	Irrigation districts, validation proceedings	Drainage & Irr.
227	Insurance companies, licenses, reciprocal agreements	Banking & Ins.
228	Weeds, highways, destruction of	Pub. Highways
287	Building Loan Ass'ns National Housing Act	Banking & Ins.
288	Building Loan Ass'ns, conversions, federal	Banking & Ins.
339	Bastards, support, security	Judiciary
343	Taxes, delinquent interest cancellation	Revenue
364	Vocational school, establishment, Broken Bow	Appropriations
365	Cosmetologist, licenses, fees	Pub. Health
415	Crippled children, committee appropriation	Appropriations
420	Nebraska Liquor Control Act, regulation	Judiciary
431	Recreation centers, levies, regulations	Revenue
445	Teachers, certification	Education
472	Liquors, light wines, regulations	Judiciary
527	County clerks, salaries	Government
536	Aliens, head tax, allocation	Labor

R. M. HOWARD

54	Livestock and poultry remedies, regulations	Agriculture

65	Elections, county, etc., non-political ballot	Government
204	Livestock, sales rings, brand inspection	Agriculture
230	Sewers, cities of second class and villages	Government
424	Power & Irrigation districts, Directors, qualifications	Drainage & Irr.
578	Live stock sales rings.	

ROY W. JOHNSON

27	Pflaum, May, may sue	Claims & Deficiencies
82	Cholera serum, University, sale	Agriculture
198	Irrigation, water canals, priority, diversion	Drainage & Irr.
201	Normal School presidents, duties, bonding of	Education
226	Weeds, eradication and control	Agriculture
254	Schars, Katherine, permission to sue	Claims & Deficiencies
255	Contracts, governmental subdivisions, quantum meruit	Revenue
442	Justice of Peace, Police Magistrates, vacancies	Government
443	Horse races, wagers, deductions, allocation	Revenue
444	Pari-mutuel betting, dog-racing	Revenue
526	Installment, Investment Co's rules & regulations	Banking & Ins.

WALTER R. JOHNSON

179	Securities, corporate stocks, bonds repurchase	Judiciary
210	Cities, metropolitan class, police merit system	Judiciary
214	Elections, electioneering, registration of	Revenue
237	Counties, claims of state, re-imbursement cancellation	Claims & Def.
240	Workmen's Compensation Law, claims, preference	Labor
314	School Tax, levies, metropolitan districts, building fund	Revenue
346	Uniform Limited Partnership Act	Judiciary

469	Deceased persons, burial regulations	Pub. Health
486	Bridges, construction cost, interstate, Federal aid	Pub. Highways
487	Bridges, construction cost, interstate, gasoline fund	Pub. Highways

COMMITTEE ON JUDICIARY

216	Compiled Statutes, Cumulative Supplement, 1937	Judiciary

JOHN KNICKREHM

17	Cosmetologist, Barber Act exemptions	Pub. Health
50	Itinerant merchants, bonds, regulations	Commerce
51	Motor vehicles, carriers, regulations	Commerce
73	Public funds, deposit and investment	Judiciary
76	Bounties, crows, magpies, gophers	Agriculture
110	Soldiers & Sailors Home, Maintenance	Appropriations
151	Municipal corporations, liability for damages	Government
219	League of Nebr. Municipalities, appropriation	Government
238	Personal property, liens, satisfaction of	Judiciary
439	Taxes, County Treasurers, collection fees	Revenue
440	Contractors, licenses, regulations	Pub. Health
449	Chain Store Tax	Revenue

P. J. McMAHON

94	Labor, females, hours	Labor
174	Anti-picketing law, repeal of	Labor
200	Liquor, cities & villages, ordinances	Judiciary
297	Elections, disabled voters, county boards	Government
298	Elections, registration records, copy	Government
299	Elections, ballot box, delivery	Government
323	Children, dependent, Maintenance	Appropriations

332	Police pension, Metropolitan cities	Revenue
333	Police relief & pension fund, levy	Revenue
345	Foods, regulations	Pub. Health
348	Motor vehicle, fuel tax, exceptions	Revenue
423	Water & Utility Districts, treasurers, deposits, securities	Revenue
468	Railroads, full crews	Labor

A. L. MILLER

18	County officers, assessors' appointment	Government
19	Highways, changes	Pub. Highways
63	Courts, jurisdiction, Justices of Peace	Judiciary
64	Taxes, payment, motor vehicle registration	Revenue
118	Public Health Districts, creation, regulation	Public Health
168	Narcotic drugs, marihuana leaves	Public Health
307	Children adoption, custody, control	Labor
485	Motor vehicles, accidents, indigent persons	Public Health
554	Tobacco tax, State Assistance Fund	Revenue

L. B. MURPHY

55	Live Stock, sales rings, regulations	Agriculture
98	Motor vehicle fuels tax, allocation	Pub. Highways
99	County Officers, surety bonds, premiums	Government
100	County Offices, useless records	Government
129	Irrigation Districts, electors, qualifications	Drainage & Irr.
172	Tax levy, public comfort stations	Revenue
226	County roads & bridges, control, supervision	Pub. Highways
239	Homicide, mayhem, definition, penalties	Judiciary
272	Tax Sale Certificates, foreclosure, Irrigation Districts	Revenue
273	Irrigation districts, levies, tolls	Drainage & Irr.

E. M. NEUBAUER

105	State Fire Marshall, duties, Hospital Bldgs	Pub. Health
123	Cities, first class, maximum levies	Revenue
163	Nebraska State Fair, grandstand debentures	Appropriations
164	Motor Vehicle Fuels, tax exemptions	Revenue
169	State Capitol Building, lighting of tower	Appropriations
176	Farm Warehouses, rules & regulations	Agriculture
181	Grain Warehouses, public, regulations	Agriculture
218	Schools, Junior Colleges, state aid	Education
260	Butter, imitation, definition, tax	Agriculture
309	Desserts, licenses, regulations	Pub. Health
312	Game & Fish, rules & regulations	Agriculture
463	Farm Bureaus, regulations	Agriculture
464	Potatoes, inspection, fees	Agriculture
465	Potatoes inspection, regulations	Agriculture
499	Bureau of dairies, foods, drugs, creation of	Agriculture
519	Slot Machine tax, allocation	Revenue

JOHN N. NORTON

60	Constitutional Amendment, short ballot	Government
61	State Railway Commission, non-political ballot	Government
182	Cities & Villages, planning commissions	Government
245	Counties, annual budget, officers, duties	Government
246	Companion to L. B. 245, county levies	Government
247	Companion to L. B. 245, 246, county bds. estimates	Government
250	County & township officers election, appointment, constitutional amendment	Government
251	Rural Electrification exemp. Sec. 24-205—1929	Judiciary
252	Electric Cooperative Corporation, regulations	Judiciary
304	Statutes, revision	Judiciary

305	Statutes, Cumulative Supplement	Judiciary
306	Legislature, constitutional reviewer	Government
361	Real Estate, tax levies, constitutional amendment	Government
362	State Soil Conservation Committee	Agriculture
363	Nebraska Agriculture Conservation & Adjustment Act	Agriculture
393	Commission Plan of County Government	Government
394	Legislature, procedure for convening	Government
395	Legislature, Legislative Council	Government
396	Statute Revisor, duties, compensation	Judiciary
421	Veterinarians, licenses	Pub. Health
422	Ebert, Lois, permission to sue	Claims & Def.
553	Soil Conservation Act	Agriculture
565	Constitutional amendment, advisory vote	Government

L. C. NUERNBERGER

9	Highways, changes	Pub. Highways
28	Uniform tax bonds, governmental subdivision	Government
134	Bridges, counties, municipal corporations, acquisitions, etc	Pub. Highways
160	Railroad crossing complaints	Commerce
253	Bordy, Reuben, permission to sue	Claims & Def.

CARL H. PETERSON

244	County Boards, levies, maximum, Fire Equipment	Revenue
397	Board of Regents, University, bequests, leases, debentures	Education
400	Normal Schools, bequests, leases, debentures	Education
401	Assessors, county, precinct, bonds	Revenue
402	County Commissioners, nomination, election	Government
447	Liquor, sale of, secular days	Judiciary

448	Schools, formation new districts, exemptions	Education
459	Suits against state, district court jurisdiction, foreclosure	Judiciary
462	Homesteads, exemptions, no survivors	Judiciary
517	State Institutions, Sup'ts. salaries	Appropriations
518	Legislative Counsel bureau, appropriation	Appropriations

JOHN B. PETERSON

8	Legislature, members, title	Government
71	Real Estate, tax lien foreclosures, sale of	Government
72	Libraries, municipal, sale of real estate	Education
111	Real Estate, sale of, cities	Government
128	Village trustees, qualifications	Government
155	Elections, County Judges, Sup'ts., Nomination by petition	Government
192	Contracts, written, arbitration	Judiciary
213	Cities & Villages, City manager plan	Government
274	State Assistance Fund, per capita tax	Revenue
275	Horse racing, wagers, deductions	Revenue
541	Coroners, subpoenas, issuance	Judiciary
542	Poultry stealing, penalties	Judiciary

HARRY L. PIZER

20	Thomas Bailey et al, may sue	Judiciary
31	Tax sale certificates, reimbursement	Revenue
303	County Surveyors, fees & salaries	Revenue
489	Irrigation, water, appropriations	Drainage & Irr.
490	Irrigation regulations, building reservoirs	Drainage & Irr.
491	Irrigation, elections, board vacancies	Drainage & Irr.
492	Water rights, state engineer, hearings	Drainage & Irr.
493	Irrigation, state engineer, jurisdiction	Drainage & Irr.

494 Water rights, diversion, prohibition....................Drainage & Irr.

528 Irrigation, water year, establishing......................Drainage & Irr.

COMMITTEE ON PUBLIC HEALTH AND MISCELLANEOUS SUBJECTS

344 Cosmetology, licensing, regulating..............................Pub. Health

COMMITTEE ON PUBLIC HIGHWAYS AND BRIDGES

560 Motor vehicles, safety glass....................Pub. Highways & Bridges

R. C. REGAN

4 Moratorium, real estate..Judiciary

5 County physicians...Pub. Health

49 Taxes, invalid, Statute of Limitations............................Judiciary

59 Sewers, bonds & warrants..Government

70 Budget Bill, Governor's...Appropriations

127 Painters, Decorators, State Board of examiners........Pub. Health

149 Elections, pre-primary conventions..................................Judiciary

154 Plumbers, Board, licensing of..Labor

300 Funeral directors & undertakers, regulations............Pub. Health

301 Embalmers, license requirements................................Pub. Health

337 Insurance, rehabilitation, insolvency, liquidation..Banking & Ins.

356 County funds, deposits, regulations............................Government

367 Securities, regulations, control, Bureau of............Banking & Ins.

570 Public structures, repairing, contracts for......................Judiciary

581 John R. Condon Co., appropriation.

JOHN D. REYNOLDS

56 Islands, lease or sale...Judiciary

86 Circuses, prohibited when...Agriculture

104 State Officers, Constitutional Amendment, Short ballot ....Government

153	Nebraska Public Utilities Commission, Constitutional amendment	Government
403	Elections, Candidates, qualifications	Government
450	Mother's pension, application, procedure	Labor

O. EDWIN SCHULTZ

6	Insane, care of	Judiciary
21	Highways, changes	Pub. Highways
243	Haynes, Laura—permission to sue	Claims & Deficiencies
482	School lands, assessors, estimates	Education
511	Highways & Bridges, bids, legal publication	Pub. Highways
512	Cooperative Credit Ass'ns., Officers borrowing	Banking & Ins.

ALOIS SLEPICKA

62	Municipal corporations, audits, when	Government
83	Villages, trustees, officers, salaries	Government
170	Cities 2nd class, officers, salaries	Government
177	Gas & Electric Utilities, regulations	Commerce
178	Motor carriers, regulations, rates & service	Commerce
180	Telephone companies, regulations, rates, service	Commerce
229	Registers of deeds, salary increases	Revenue
358	Public Funds, security, service charge	Government
407	Liquor, regulations, transportation, solicitors, license	Judiciary

ALLEN A. STRONG

34	Disabled voters, applications	Government
38	Motor vehicles, influence of alcohol	Judiciary
39	Liquor, sale to Indians	Judiciary
161	Lincoln Joint Stock Land Bank, permission to sue	Claims & Def.
324	Soldiers Home, Milford, Milford State Hospital	Appropriations
326	Milford Soldiers Home, discontinue same	Appropriations

AMOS THOMAS

125	Public Utilities, regulations, consolidation	Commerce
126	Criminal procedure, habitual criminals	Judiciary
146	Railway Commission, findings, appeals from	Judiciary
209	Decedents' Estates, wrongful death, distribution of money	Judiciary
223	Real Estate, suits against state	Judiciary
231	Delinquent tax sinking fund, counties	Revenue
232	County Officers, recall	Government
241	Civil Procedure, Judgments of remittitur, appeals	Judiciary
261	Police, pensions, metropolitan cities, garnishment	Judiciary
308	Insurance Co's., Investment of funds	Banking & Ins.
347	Husband & Wife, married women, debt liability	Judiciary
520	Corporations, indebtedness, limits	Judiciary
524	Government Study Commission	Appropriations
566	Decedents' estates, distribution	Judiciary

CHARLES F. TVRDIK

7	Parks, transfer to school districts	Government
208	Liquor, license fees, distribution	Revenue
242	Theatres, projection rooms, toilets	Labor
313	Gasoline highway fund, allocation	Pub. Highways
325	Genoa State Farm, functions, state institution	Appropriations
432	Board Education, election, metropolitan cities	Education
437	Liquor, female bar tenders, prohibition of	Judiciary
438	Skogman, Erick, permission to sue	Claims & Def.
446	Liquor, clubs, etc., special permit	Judiciary
451	School Board, elections, Omaha	Judiciary
503	Elections, frauds, registration	Judiciary
529	Tenants, forcible entry & detention	Judiciary
532	Liquors, licenses, cities & villages, limiting	Judiciary

E. M. VON SEGGERN

69	State Officers, appropriation	Appropriations
95	Board of Public Docks	Government
159	State Board of Chiropratic Examiners	Pub. Health
284	Brazda, Jerome J., damages, appropriation	Appropriations
286	Records, U. S. Land Offices, Preservation	Government
383	Commissioner Public Lands & Bldgs., abolish	Government
385	State Capitol, Custodian, Governor	Government
391	School Lands & Funds, Sup't. Public Instruction	Government
392	State Capitol Grounds, Governor, Custodian	Government
404	Irrigation, settling basins, construction	Drainage & Irr.
461	Libraries, secretary, salary	Education
477	School districts, claims against, provisions for	Education

CHARLES J. WARNER

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FRANK S. WELLS

58	Insurance, assessment hail associations, salaries, etc	Banking & Insurance
84	Grain Inspectors, regulations	Agriculture
158	Public Highways & Bridges, gas tax, poor relief	Pub. Highways
203	Real Estate, title, defects, Constitutional amendment	Judiciary
224	Cities of 1st. class, Water Works construction, financing.	Government
285	Mortgages Chattel, filing, notice	Judiciary—Withdrawn
302	Municipalities, refunding bonds, etc	Government
322	Soldiers & Sailors, pensions, maintenance	Appropriations
384	Motor vehicles, safety devices	Pub. Highways
533	Railroad repair shops, regulations	Labor

WM. E. WORTHING

46	Criminal procedure, bonds, appeal, cash	Judiciary
47	Courts, criminal procedure, concurrent Jurisdiction	Judiciary
66	Liquor, licenses, elections	Judiciary
90	Labor, Workmen's Compensation Law	Labor
93	Firearms, permits	Pub. Health
119	Metropolitan cities, firemen, compensation	Revenue
120	Metropolitan cities, firemen, police, levies	Revenue
121	Metropolitan cities, police, compensation	Revenue
188	Shavlik, William, permission to sue	Claims & Def.
265	Estates, Taxes, when due	Revenue
317	Liquors, transportation, discrimination, regulations	Judiciary
357	Liquor, licenses, beer, remonstrances	Judiciary
416	Jurors, district court, warrants, interest	Judiciary
466	Moss, Clarence et al, may sue	Claim & Def.
546	Liquors, licenses, classification law revision	Judiciary

LEGISLATIVE BILLS

Referred to Committee on

AGRICULTURE

Chairman—E. M. NEUBAUER

54	Howard	Live stock and poultry remedies, regulations.
55	Murphy	Live stock, sales rings, regulations
76	Knickrehm	Bounties, crows, magpies, gophers
81	Frost	State Board of Agriculture, annual meeting.
82	R. Johnson	Cholera serum, University, sale.
84	Wells	Grain inspectors, regulations.
86	Reynolds	Circuses, prohibted when.
96	Armstrong	Apples, sale of, regulations.
116	Gantz	Fish & Game, trappers regulations.
175	Cady	Scabies, prevention, eradication.
176	Neubauer	Farm Warehouses, rules & regulations.
181	Neubauer	Grain warehouses, public, regulations.
194	Cady	Nursery stock, regulations, reciprocal agreements.
204	Howard	Livestick, sales rings, brand inspection.
205	Armstrong	Corn, hybrid, sale regulations.
225	R. Johnson	Weeds, eradication and control.
235	Diers	Public Warehouses, supervision of, Dept. of Agr.
260	Neubauer	Butter imitation, definition, tax.
264	Carpenter	Eggs, candling and grading, hatcheries, permits.
266	Brodecky	Assessors, precinct, duties, agricultural statistics.
312	Neubauer	Game & fish, rules and regulations.
340	Frost	University of Nebraska, experiment station, Valley Co.
362	Norton	State Soil Conservation Committee.

363 Norton....Nebraska Agricultural Conservation & Adjustment Act.

463 Neubauer..Farm bureaus, regulations.

464 Neubauer..Potatoes, inspection, fees.

465 Neubauer...................................Potatoes, inspection, regulations

470 Diers...Grain storage, loans.

476 Diers..............................Commodity credit system, regulations.

499 Neubauer................Bureau of dairies, foods, drugs, creation of.

553 Norton...Soil Conservation Act.

APPROPRIATIONS

Chairman—FRANK J. BRADY

10 Com. on Appro............Legislature, employees, mileage, supplies.

12 Dafoe.............................Legislature, members salaries, payment.

26 Com. on Appro........Legislature, members salaries, appropriation.

40 Com. on Appro.............................State treasurer, bond premium.

69 Von Seggern...................................State officers, appropriation.

70 Regan ....Budget Bill, Governor's.

110 Knichrehm........................Soldiers & Sailors Home, Maintainence.

145 Dafoe.. Withdrawn.

163 Neubauer...............Nebraska State Fair, grandstand debentures.

169 Neubauer...................State Capitol Building, lighting of tower.

191 Com. on Appro.............Legislature, Reappropriations, unexpended balances.

220 Brady........................Nebraska National Guard Aerial Squadron.

221 Brady...........Nebraska Aeronautics Commission, reappropriation.

249 Carsten.................................Louisville Platte River bridge, toll.

279 Frost..Blind Commission, Creating

284 Von Seggern...........Brazda, Jerome J. damages appropriation.

320 Com. on Appro...............Prison Industry Equipment Fund, Reappropriations.

321	Com. on Appro	Board of Control, Prison made goods, exchange.
322	Wells	Soldiers & Sailors, pensions, Maintenance.
323	McMahon	Children Dependent, Maintenance
324	Strong	Soldiers Home, Milford, Milford State Hospital.
325	Tvrdik	Genoa State Farm.
326	Strong	Milford Soldiers Home, discontinue same.
327	Com. on Appro	Nebraska State—Use System of Prison Employment Fund.
329	Com. on Appro	Board of Control, revolving fund.
330	Com. on Appro	State Institutions, officers, appointment, removal.
334	Hall	State Building fund, allocation.
364	Haycock	Vocational school, establishment, Broken Bow.
375	J. Adams	State Assistance fund, appropriation.
378	J. Adams	State Assistance Fund, appropriation.
381	J. Adams	Deaf & Blind, Educational & maintenance fund.
412	Com. on Appro	Prisoners, Merit credits.
413	Com. on Appro	Motor vehicles, towing regulations.
415	Haycock	Crippled children, committee appropriation.
517	C. Peterson	State Institutions, Sup'ts. salaries.
518	C. Peterson	Legislative counsel, bureau, appropriation.
524	Thomas	Government Study commission.
531	Dafoe	State Planning Board, Building Program.
543	Dunn	Commission on Intergovernmental cooperation.
552	Com. on Appro	Legislature Employees, etc., appropriation.
558	Com. on Claims & Deficiencies	Stock brand fund.
562	Brady	State Board of Examiners, fees.
564	Brady	Legislative control office.
571	Com. on Appropriations	Board of Control, emergency needs.

BANKING AND INSURANCE

Chairman—LELAND R. HALL

11 Dunn..........Insurance, fraternal benefit societies.

13 Dunn..........Insurance, fraternal benefit, domestic

35 Dunn..........Money lenders, interest rates.

44 Hall..........Deposits, public, others, collateral.

45 Hall..........Deposits, County Judges, District Court.

52 Hall..........Loans, Banks, National Housing Act.

53 Hall..........Loans, Building and Loan Ass'ns, Insurance.

58 Wells..........Insurance, assessment hail association, salaries, etc.

77 Hall..........Loans, Investments, National Housing Act.

78 Hall..........Banks, banking, surplus, profits.

79 Hall..........Banks, banking surplus, management.

80 Hall..........Public funds, deposits, banks, security.

227 Haycock....Insurance companies, licenses, reciprocal agreements.

234 Dunn........Insurance companies, domestic, authorized investment

276 Diers..........Building & Loan Ass'n. Home Owners Loan, Shares.

277 Diers........Banking & Insurance, membership, Federal Home Loan Banks.

278 Diers..........Building & Loan Ass'ns., liquidation.

282 Dunn..........Federal Savings and Loan Ass'n. rights, immunities.

283 Dunn..........Building and Loan liquidation, insolvency.

287 Haycock..........Building Loan Ass'ns. National Housing Act.

288 Haycock..........Building Loan Ass'ns., Conversions, Federal

289 Dunn..........Federal Corporations, state supervision

308 Thomas..........Insurance Companies, Investment of funds.

316 Armstrong..........Building & Loan Ass'ns., proxies, reserves.

319 Hall..........Banks, Building & Loan assessments, Salaries.

328 J. Adams..........Insurance, policy requirements, discrimination.

337 Regan................Insurance, rehabilitation, insolvency, liquidation.

352 Hall...Insurance, minors.

353 Corpenter.............Insurance, Domestic Mutual, salaries, proxies.

367 Regan.....................................Securities, Bureau of, regulations.

369 Hall...................................Insurance, Director, orders, appeals.

370 E. Adams...........................Insurance agents & Brokers, licenses.

399 Dunn...............................Building & Loans Ass'ns. consolidation

496 Dunn..Banks, liquidation, regulations.

512 Schultz.................Cooperative Credit Ass'n., officers borrowing.

515 Hall...........................Public funds, security, reduction, F. D. I. C.

526 R. Johnson........Installment Investment Cos., rules & regulations.

545 Brady..........................Insurance companies, supervision, licensing.

547 Comstock..............................Insurance, laws, rulings, pamphlets.

548 Comstock.....................Insurance Co's. mutual permit to borrow.

549 Comstock..Insurance Co's. Foreign, reserve deposit, requirements.

550 Comstock.......................Insurance Co's., licenses, similar names.

CLAIMS AND DEFICIENCIES

Chairman—R. M. HOWARD

27 R. Johnson..May Pflaum, may sue.

92 Dunn..Cokely, Mary A. appropriation.

161 Strong........Lincoln Joint Stock Land Bank, permission to sue.

188 Worthing..........................Shavlik, William, permission to sue.

237 W. Johnson....Counties, claims of state, reimbursement, cancellation.

243 Schultz.......................................Haynes, Laura, permission to sue.

253 Neuernberger...........................Bordy, Reuben, permission to sue.

254 R. Johnson.......................Schars, Katherine, permission to sue.

290 Dunn........Fremont Joint Stock Land Bank, Permission to sue.

291	Dafoe	Hunt, H. Raymond, permission to sue.
295	E. Adams	Burton, Jean N. et al, permission to sue.
338	Dunn	Cronwell, Sven S., permission to sue.
414	Brady	Nellis, C. B. representative, permission to sue.
422	Norton	Ebert, Lois, permission to sue.
438	Tvrdik	Skogman, Erick, permission to sue.
466	Worthing	Moss, Clarence et al, may sue.
474	Comstock	Holms, Ernest H, may sue.
540	Dunn	Boylan, Glen E., may sue.

COMMERCE AND COMMUNICATIONS

Chairman—W. R. JOHNSON

29	Brandt	Motor vehicle fuels, prices posted.
32	Dafoe	Bonds, Irrigation District Directors.
50	Knickrehm	Itinerant merchants, bonds, regulations.
51	Knickrehm	Motor vehicles, carriers, regulations.
97	Dafoe	Motor vehicle fuels, transportation.
113	Carsten	Motor vehicle fuels, night delivery.
125	Thomas	Public Utilities, regulations, consolidation.
160	Nuernberger	Railroad, crossing complaints.—Bill withdrawn.
177	Slepicka	Gas & Electric Utilities, regulations.
178	Slepicka	Motor carriers, regulations, rates & service.
180	Slepicka	Telephone companies, regulations, rates, service.
199	Dafoe	Rural electrification, regulations.
315	Cady	Motor Vehicles, registration, exceptions.
372	E. Adams	Motor vehicles, certificates of title.
513	Brandt	Motor vehicle fuels, placards.
534	E. Adams	Elevator inspection dep't., duties of.
544	Com. on Appro	Motor vehicle fuels, dealers, bonds.

DRAINAGE, IRRIGATION & WATER POWER

Chairman—HARRY L. PIZER

85	Carlson	Irrigation, superintendent, appointment.
87	Carlson	Irrigation, ditches, canals, repair.
89	Carlson	Irrigation, priority rights.
129	Murphy	Irrigation Districts, electors, qualifications.
142	Brandt	Power and Irrigation Districts, directors, qualifications.
198	R. Johnson	Irrigation, water canals, priority, diversion.
211	Haycock	Irrigation districts, validation proceedings.
273	Murphy	Irrigation districts, levies, tolls.
318	Hall	Power & Irrigation, Districts, Public, integration systems.
404	Von Seggern	Irrigation, Settling basins, construction.
424	Howard	Power & Irrigation districts, directors, qualifications.
489	Pizer	Irrigation, water, appropriations.
490	Pizer	Irrigation, regulations, building reservoirs.
491	Pizer	Irrigation, elections, board vacancies.
492	Pizer	Water rights, state engineer, hearings.
493	Pizer	Irrigation, State Engineer, jurisdiction.
494	Pizer	Water rights, diversion, prohibition.
497	Dafoe	Drainage, improvements, bond elimination.
522	Dafoe	Power & Irrigation Districts, enabling act.
528	Pizer	Irrigation water year, establishing.

EDUCATION

Chairman—O. EDWIN SCHULTZ

16	Gantz	Schools, building sites.
23	Dunn	Schools, Colleges, records.
37	Gantz	State school funds, investment.
41	Carlson	School lands and funds, rental.

72 J. Peterson....................Libraries, municipal, sale of real estate.

112 Brodecky................Teachers, questionnaires, religious affiliation.

114 Gantz..Schools, state aid limitation.

117 Brandt....................Schools, consolidated districts, transportation.

138 Diers..Teachers Retirement System.

184 Gantz........................Schools, transportation allowance for pupils.

201 R. Johnson...............Normal School president, duties, bonding of.

212 Brodecky......................................Teachers contracts, renewal of.

218 Neubauer...............................Schools, Junior Colleges, state aid.

259 Brady...................School funds, exchange for refunding bonds.

292 Diers..............................School funds, invest certain debentures.

359 Ashmore................................County High Schools, levy, tuition.

397 C. Peterson............Board of Regents, University, bequests, leases, debentures.

400 C. Peterson............Normal Schools, bequests, leases, debentures

432 Tvrdik...............Board Education, election, metropolitan cities.

445 Haycock...Teachers, certification.

448 C. Peterson............Schools, formation new districts, exemptions.

461 Von Seggern.....................................Libraries, secretary, salary.

467 Brodecky...................School Districts, annual reports & audits.

477 Von Seggern........School Districts, claims against, provisions for.

482 Schultz.......................................School lands, assessors, estimates.

483 By the Common Education....Board Educational Lands & Funds, duties.

502 Carsten...........................Schools, Army & Navy service, tuition.

GOVERNMENT

Chairman—P. L. CADY

7 Tvrdik..................................Parks, transfer to school districts.

8 J. Peterson...Legislature, members, title.

15	Ashmore	Sheriffs fees, boarding prisoners.
18	Miller	County officers, assessors appointment.
28	Nuernberger	Uniform tax bonds, governmental subdivisions.
34	Strong	Disabled voters, applications.
43	Dunn	Street improvement assessments, appeals.
48	Comstock	Register of Deeds, Lancaster County, fees.
59	Regan	Sewers, bonds and warrants.
60	Norton	Constitutional Amendment, short ballot.
61	Norton	State Railway Commission, non-political ballot.
62	Slepicka	Municipal Corporations, audits, when.
65	Howard	Elections, county etc, non-political ballot.
68	Brandt	Liens, municipal corporation, utilities.
71	J. Peterson	Real Estate, tax lien foreclosure, sale of.
83	Slepicka	Villages, trustees, officers, salaries.
95	Von Seggern	Board of Public Docks.
99	Murphy	County Officers, surety bonds, premiums.
100	Murphy	County offices, useless records.
102	Gantz	Sewers, out door toilets, condemnation.
103	Gantz	Cities, ordinances, procedure.
104	Reynolds	State officers, Constitutional Amendment, short ballot
107	Armstrong	Municipal corporations, water works management
108	Armstrong	Water commissioner, cities 2nd class & Villages.
109	Diers	Parks, taxes, Cities 2nd. class, Villages.
111	J. Peterson	Real Estate, sale of, Cities.
128	J. Peterson	Village trustees, qualifications.
140	Brodecky	Cities, 2nd class, public utilities, surplus funds.
141	Diers	Peddlers, regulation of.
151	Knickrehm	Municipal corporations, liability for damages.

153 Reynolds....Nebraska Public Utilities Commission, Constitutional Amendment.

155 J. Peterson................Elections, County Judges, Superintendents, nominations by petition.

162 Diers........Public Utilities franchises, Cities 2nd class & Villages.

165 Gantz............Elections, Municipal officers, Boards of Education caucuses conventions.

166 Gantz..................................Elections, political party conventions.

170 Slepicka..................................Cities 2nd class, officers, salaries.

173 Dafoe........Cities & Villages, Home Rule Charter, Constitutional Amendment.

182 Norton...........................Cities & Villages, planning commissions.

183 Ashmore........County Boards, sale of land, poorhouses, hospitals.

186 Gantz........Cities, 1st class, municipal corporations, ordinances, revision.

193 Cady..................................Cities, 1st class, maximum salaries.

213 J. Peterson........................Cities & Villages, City manager plan.

217 Gantz................................Radio, regulations, cities and villages.

219 Knickrehm........League of Nebr. Municipalities, appropriation.

224 Wells....Cities of first class, water works, construction, financing.

230 Howard...................Sewers, cities of second class and villages.

232 Thomas..County officers, recall.

245 Norton.........................Counties, annual budget, officers, duties.

246 Norton...............................Companion to L. B. 245, County levies.

247 Norton....Companion to L. B. 245, 246, County boards estimates.

250 Norton........County & Township officers election, appointment, constitutional amendment.

256 Gantz...................Elections, Presidential electors, Meeting, etc.

257 Cady........County Government & Officers, levies, fire protection.

258 Com. on Appro..State Engineer, Salary.

262	Hall	Banks, stockholders liability, Constitutional amendment.
286	Von Seggern	Records, U. S. Land Offices, preservation.
297	McMahon	Elections, disabled voters county boards.
298	McMahon	Elections, registration records, copy.
299	McMahon	Elections, ballot box, delivery.
302	Wells	Municipalities, refunding bonds etc.
306	Norton	Legislature, constitutional reviewer.
310	Ashmore	County Government and officers, annual audits, uniform.
311	Diers	County Treasurer, funds, legal investments.
356	Regan	County funds, deposits, regulations.
358	Slepicka	Public funds,, security, service charge.
361	Norton	Real Estate, tax levies, constitutional amendment.
368	Carsten	Burial grounds, roads, condemnation.
383	Von Seggern	Commissioner Public Lands & Bldgs, abolish.
385	Von Seggern	State Capitol, Custodian, Governor.
388	E. Adams	Motor Vehicle dealers, licenses.
391	Von Seggern	School Lands & Funds, Sup't. Public Instruction.
392	Von Seggern	State Capitol, grounds, Governor, Custodian.
393	Norton	Commission plan of County Government.
394	Norton	Legislature, procedure for convening.
395	Norton	Legislature, Legislative Council.
402	C. Peterson	County Commissioners, nominations, election.
403	Reynolds	Elections, Condidates, qualifications.
417	J. Adams	Probation officers, fees.
442	R. Johnson	Justice of Peace, Police Magistrates, vacancies.
456	Frost	Parks, cities, 2nd class villages.
480	E. Adams	Metropolitan Utilities, Sewage disposal plants.

481	E. Adams	Municipalities, Sewage disposal plants.
505	Armstrong	County boards, unexpended balances.
506	Armstrong	Municipal elections, hours.
507	Armstrong	County officers, salary revision.
508	Armstrong	Cities & villages, Meter deposit funds, investment.
509	Armstrong	Second class cities & villages, land leases.
514	E. Adams	Villages, organization, rules & regulations.
527	Haycock	County clerks, salaries.
556	Diers.,	Supervisors, township, election of.
565	Norton	Constitutional amendment, advisory vote.

JUDICIARY

Chairman—CHARLES A. DAFOE

2	Carpenter	Children, delinquent
3	Carpenter	Motor vehicles, registration, licenses.
4	Regan	Moratorium, real estate.
6	Schultz	Insane, care of.
20	Pizer	Thomas Bailey et al, may sue.
22	Dunn	Property, personal, bulk sales, distress warrant.
30	Brandt	Securities, unlawful sale.
33	Brandt	Legal process, attachment etc.
36	Gantz	Checks, insufficient funds, penalty.
38	Strong	Motor vehicles, influence of alcohol.
39	Strong	Liquor, sale to Indians.
42	Dunn	Husband and wife, equal rights.
46	Worthing	Criminal procedure, bonds, appeal cash.
47	Worthing	Courts, criminal procedure, concurrent jurisdiction
49	Regan	Taxes, invalid, Statute of Limitations.
56	Reynolds	Islands, lease or sale.

57	Comstock	Estates, administration, absentees, non-residents.
63	Miller	Courts, jurisdiction, Justices of the Peace.
66	Worthing	Liquor, licenses, elections.
73	Knickrehm	Public funds, deposit and investment.
74	Armstrong	Courts, county, jurisdiction, appeals, costs.
75	Armstrong	Firearms, felonies, search warrants.
91	Armstrong	Criminal procedure, complaint or information.
101	Dafoe	Supreme Court Reports, Judges Compensation Court.
115	Gantz	Real Estate, conveyances, validation.
122	Dafoe	Director of Insurance, process fees.
124	Brady	Auditor of Public Accounts, Suspension Fee Ledger.
126	Thomas	Criminal Procedure, habitual criminals.
132	E. Adams	Buildings & Loan etc., defamation of.
139	Diers	Motor Vehicle Fuel, specifications for.
144	Brady	Vacancies, Legislature, Congress.
146	Thomas	Railway Commission, findings, appeals from.
149	Regan	Elections, pre-primary conventions.
152	Gantz	Corporations, dissolution, serving process.
156	Dafoe	County Judges, judgments for costs.
157	Dafoe	Estates, sale of land to pay debts, etc.
171	Diers	Motor vehicles, hit and run drivers.
179	W. Johnson	Securities, corporate stocks, bonds, re-purchase.
185	Gantz	Witnesses, civil procedure
187	Gantz	Venue, Justice to County Court
190	Dunn	Fiduciaries, securities, investments
192	J. Peterson	Contracts, written, arbitration.
196	Frost	Civil Procedure, venue, tort actions
200	McMahon	Liquor, cities and villages, ordinances.

203 Wells..........Real estate, title, defects, constitutional amendment.

206 Armstrong................................Assesosrs, militia, census, repeal.

207 E. Adams..Trademark, registration,

209 Thomas........Decedents' Estates, wrongful death, distribution of money.

210 W. Johnson..........Cities Metropolitan class, police, merit system.

216 Committee........Compiled Statutes, cumulative Supplement. 1937

223 Thomas...Real Estate, suits against state.

233 Dunn........Corporations, Foreign, certificates, qualifications, for.

236 E. Adams..............................Vehicles, civil liabilities of owners.

238 Knickrehm...........................Personal property, liens, satisfaction.

239 Murphy.......................Homicide, mayhem, definition, penalties.

241 Thomas........Civic procedure, Judgments of remittitur, appeals.

251 Norton...............Rural electrification exempt Sec. 24-205-1929.

252 Norton...............Electric Co-operative Corporation, regulations.

261 Thomas...........Police, pensions, metropolitan cities garnishment.

263 Hall...............Decedents' Estates, Executors, administrators, fees.

267 Armstrong........Parole, probation, other states, mutual compacts.

268 Armstrong........Criminal procedure, law of fresh pursuit, uniform.

269 Armstrong.......................Criminal procedure, outstate witnesses.

285 Wells...............Mortgages Chattel filing, notice. Bill Withdrawn

293 E. Adams..Liquors, retail licenses.

294 E. Adams........Liquors, licenses, regulations, affirmative vote.

304 Norton...Statutes, revision,

305 Norton...Statutes, Cumulative Supplement.

317 Worthing....Liquors, transportation, discrimination, regulations.

336 Armstrong....Personal property, replevin actions, civil procedure.

339 Haycock...Bastards' support, security.

342 Comstock...Liquor, purchasers permits.

346	W. Johnson	Uniform Limited Partnership Act.
347	Thomas	Husband & Wife, married women, debt liability.
349	Dafoe	County courts, J. P., Procedure, judges, interchange.
350	Dunn	Municipal Courts Successors, Justices of the Peace.
351	Dunn	Municipal Courts, judges, election, Lancaster Co.
355	Gantz	State of Nebraska, suits, waiver of sovereignty.
357	Worthing	Liquor, licenses, beer, remonstrances.
360	Brandt	Liquor sales regulation, containers.
366	Carlson	Banks, checks, drafts, stop payment.
371	E. Adams	Municipal courts, traffic Courts, jurisdiction.
386	J. Adams	Wages, assignment, head of family.
396	Norton	Statute Revisor, duties, compensation.
398	J. Adams	Motor Vehicles, conditional sales.
406	Dafoe	Liquor, advertising regulations.
407	Slepicka	Liquor, regulations, transportation, solicitors license.
408	Gantz	Check writing, no funds, penalties.
409	Gantz	Attorney General, investigators, appointment, law enforcement.
416	Worthing	Jurors, district court, warrants, interest.
418	Carsten	Attorney General, appointment, constitutional amendment.
419	Carsten	Railway Commission, appointment, constitutional amendment.
420	Haycock	Nebraska Liquor Control Act, regulations.
433	J. Adams	Liquor Commission, rulings, appeals, from.
434	Armstrong	Criminal Investigation, Department of, appropriation.
437	Tvrdik	Liquor—female bar tenders, prohibition of.
446	Tvrdik	Liquor, clubs, etc., special permit.
447	C. Peterson	Liquor, sale of, secular days.

451	Tvrdik	School Board, elections, Omaha.
453	Dunn	Abstracts of title, use as evidence.
454	Dunn	Estates, abolishment by entireties, joint estates.
458	Brodecky,	Liquors, licenses, occupation tax, regulations.
459	C. Peterson	Suits against state, district court Jurisdiction, foreclosure.
460	Carpenter	Special prosecutor, app't. by Gov., when.
462	C. Peterson	Homesteads, exemptions, no survivors.
471	J. Adams	Nebraska Workmen's Compensation Court, salaries, maximum.
472	Haycock	Liquors, regulations, light wines.
478	Brady	Music Copyright, sale, regulations.
484	Dafoe	Estates, Decendent claims, payment of.
498	Dafoe	Chambers of Commerce, Junior incorporation.
500	Dafoe	Liquors, sale, outside corporate limits.
501	Dafoe	Fiduciaries, Guardian funds, notices.
503	Tvrdik	Elections, frauds, registration.
510	Armstrong	County Courts, employees.
516	E. Adams	Jurors, Douglas County, mileage.
520	Thomas	Corporations, indebtedness, limits.
521	Dunn	Divorce, costs.
523	Cady	Liquor, gallonage tax.
529	Tvrdik	Tenants, forcible entry & detention
530	Armstrong	Municipal courts, cities over 5,000.
532	Tvrdik	Liquors, licenses, cities & villages, limiting.
541	J. Peterson	Coroners, subpoenas, issuance.
542	J. Peterson	Poultry stealing, penalties.
546	Worthing	Liquors, licenses, classification, law revision.
551	Armstrong	Nebraska City, conveyance, real estate.

555	Carpenter	Children, delinquent and dependent.
557	Dafoe	Receiver, notice to adverse party.
561	Gantz	Real estate, conveyance, defective.
563	Dafoe	State bonding agency, constitutional amendment.
566	Thomas	Decedents' estates, distribution.
570	Regan	Public structures, repairing, contracts for.

LABOR AND PUBLIC WELFARE

Chairman—LESTER L. DUNN

90	Worthing	Labor, Workmen's Compensation Law.
94	McMahon	Labor, females, hours.
136	J. Adams	Child Labor Amendment.
150	J. Adams	Unemployment Compensation Fund.
154	Regan	Plumbers, Board, licensing of.
174	McMahon	Anti-picketing law, repeal of.
189	Dunn	Unemployment Compensation Law.
195	Diers	Compensation Court, regulations.
197	Brandt	State Institutions, hours of Labor.
240	W. Johnson	Workmen's Compensation Law, Claims, preference
242	Tvrdik	Theaters, projection rooms, toilets.
307	Miller	Children, adoption, custody, control.
331	Brandt	Labor, wages, payable semi-monthly.
376	J. Adams	Old Age Assistance, qualification for.
377	J. Adams	Blind assistance.
379	J. Adams	Maternal & Child Public Health Work Fund, appropriation.
380	J. Adams	Public welfare, dependent children, assistance.
382	J. Adams	Work Relief, minimum, injured employees.
425	Dunn	State Board of Public Welfare.

426	Dunn	Dependent Children, delinquent, home admittance.
427	Dunn	Orthopedic Hospital, admission, rules.
428	Dunn	Tuberculosis Hospital, admission, rules.
429	Dunn	School Feeble-Minded, admission, rules.
430	Dunn	Schools for Deaf, Dumb & Blind regulations, county liability.
436	Armstrong	Railroads, crews, classifications.
441	J. Adams	Labor, spouses, public employers.
450	Reynolds	Mother's pension, application, procedure
468	McMahon	Railroads, full crews.
495	Dunn	Inheritance tax, allocation.
533	Wells	Railroads, repair shops, regulations.
536	Haycock	Aliens, head tax, allocation.
538	J. Adams	County employees, pensions.
539	J. Adams	State Employees, pensions.

LEGISLATIVE ADMINISTRATION

Chairman—FRED L. CARSTEN

389	Cady	Legislature, clerk, salary.
390	Cady	Legislature clerk duties.
559	Com. on Appro	Session laws, publication and distribution.

PUBLIC HEALTH & MISCELLANEOUS SUBJECTS

Chairman—WILLIAM E. WORTHING

5	Regan	County physicians.
14	Dunn	Engineers and architects, State Board.
17	Knickrehm	Cosmetologists, Barber Act exemptions.
67	Dunn	Tax Commissioner, mailing room, postage machines.
93	Worthing	Firearms, permits.
105	Neubauer	State Fire Marshall, duties, hospital buildings.

106	Gantz	Health, ordinances, resolutions, regulations.
118	Miller	Public health districts, creation, regulation.
127	Regan	Painters, decorators, State Board of Examiners.
131	Haycock	Fair Trade Act.
133	Cady	Dogs, destruction of.
135	Comstock	Euthanasia or Mercy Death.
137	Diers	Unfair practices Act.
159	Von Seggern	State Board of Chiropractic Examiners.
167	Haycock	Cigarettes, smoking, public eating places.
168	Miller	Narcotic drugs, marihuana leaves.
270	Cady	Basic Science, Records.
271	Cady	Basic science Board, qualification.
279	Frost	Re-referred to Appropriation.
280	Frost	Blind School, vocational training.
281	Frost	Blind, assistance, when
300	Regan	Funeral directors and undertakers, regulations.
301	Regan	Embalmers, license requirements.
309	Neubauer	Desserts, licenses, regulations.
344	Committee	Cosmetology, licensing, regulating.
345	McMahon	Foods, regulations, Director of Health.
365	Haycock	Cosmetologist, licenses, fees.
405	Cady	Chiropractors, pharmacy, medicine, etc. license fees.
421	Norton	Veterinarians, licenses.
435	Armstrong	Prophylactic Control Act.
440	Knickrehm	Contractors licenses, regulations.
469	W. Johnson	Deceased persons, burial regulation.
485	Miller	Motor Vehicles, accidents, indigent persons.
537	Brodecky	Fiber, hemp, uses, regulations.

PUBLIC HIGHWAYS & BRIDGES

Chairman—FRANK S. WELLS

9 Nuernberger..Highways, changes.

19 Miller..Highways, changes.

21 Schultz..Highways, changes.

98 Murphy..........................Motor vehicle fuels, tax, allocations.

134 Nuernberger..............Bridges, counties, muncipal corporations, acquisitions etc.

147 Dunn..........Motor Vehicles, licenses, Highway Safety Division.

148 Dunn..............Motor Vehicles, licenses, Companion Bill to 147.

158 Wells..............Public Highways & Bridges, gas tax, poor relief.

226 Murphy..............County roads and bridges, control, supervision.

228 Haycock........Weeds, destruction of, highways, abutting owners.

296 Brandt..............Bridges, construction of in cities and villages.

313 Tvrdik..............................Gasoline highway fund, allocation.

335 Armstrong....Bridges Construction & maintenance, boundry lines.

354 Gantz........Highways & Bridges, condemnation proceedings, RR crossings.

373 J. Adams..................Motor vehicle fuels, State assistance Fund

384 Wells..Motor vehicles, safety devices.

411 Comm. on Appro...........Motor Vehicle fuels, port fees, allocation.

486 W. Johnson....Bridges, construction cost, interstate, Federal aid.

487 W. Johnson..Bridges, construction cost, interstate, gasoline fund.

504 Armstrong..............................Road overseers, repeal statute.

511 Schultz................Highways & Bridges, bids, legal publications.

560 Com. on Pub. Highways & Bridges....Motor vehicles, safety glass.

REVENUE

Chairman—W. F. HAYCOCK

1 Haycock..Taxes, delinquent.

24	Dunn	Property, personal, tax liens.
25	Gantz	Tax Investigation Commission.
31	Pizer	Tax sale certificates, reimbursement.
64	Miller	Taxes, payment, motor vehicle registration.
88	Carpenter	Taxes, partial payment.
119	Worthing	Metropolitan cities, firemen, compensation.
120	Worthing	Metropolitan cities, firemen, police levies.
121	Worthing	Metropolitan cities, police, compensation.
123	Neubauer	Cities, first class, maximum levies.
130	Gantz	Real Estate, counties, tax foreclosures.
143	Brandt	Unemployed, indigent, relief of, tax levy.
164	Neubauer	Motor Vehicle Fuels, tax exemptions.
172	Murphy	Tax levy, public comfort stations.
202	Gantz	County judges, fees, records.
208	Tvrdik	Liquor, license fees, distribution.
214	W. Johnson	Elections-electioneering, registration of.
215	Brodecky	Elections, board of, terms.
222	Brady	Nebr. Aeronautics Commission Taxes, refunds,
229	Slepicka	Registers of deeds, salary increases.
231	Thomas	Delinquent tax sinking fund, counties.
244	C. Peterson	County boards, levies, maximum, fire equipment.
248	Armstrong	County commissioners, compensation, maximum.
255	R. Johnson	Contracts, governmental subdivisions, quantum meruit.
265	Worthing	Estates taxes, when due.
272	Murphy	Tax sale certificate, foreclosure, Irrigation district.
274	J. Peterson	State assistance fund per capita tax.
275	J. Peterson	Horse racing, wagers, deductions.
303	Pizer	Surveyors, county, fees and salaries.

314	W. Johnson	School Tax, levies, metropolitan districts, building fund.
332	McMahon	Police pensions, metropolitan cities.
333	McMahon	Police relief & pension fund, levy
341	Comstock	Motion pictures, occupation taxes, regulations.
343	Haycock	Taxes-Delinquent interest cancellation.
348	McMahon	Motor vehicle, fuel tax, exceptions.
374	J. Adams	Property transfer, taxes State assistance Fund.
387	E. Adams	Motor vehicles, personal property tax.
401	C. Peterson	Assessors, county, precinct bonds.
410	Gantz	Property, personal, taxes, liens.
423	McMahon	Water and utility districts, treasurers, deposits, and securities.
431	Haycock	Recreation centers, levies, regulations.
439	Knickrehm	Taxes, County Treasurers, collection fees.
443	R. Johnson	Horse races, wagers, deductions, allocation.
444	R. Johnson	Pari-mutuel betting, horse, dog racing.
449	Knickrehm	Chain Store tax.
452	Comstock	Lancaster district court bailiffs, salary.
455	Frost	Amusements, tax, State Assistance Fund.
457	Frost	Movie Films, taxes, selling, leasing.
473	Comstock	Firemen, pensions.
475	Comstock	Municipalities, occupation taxes, exemptions.
519	Neubauer	Slot Machine tax, allocation.
525	E. Adams	Insurance Cos. premium taxes.
535	Carlson	Delinquent taxes, collection, redemption.
554	Miller	Taxes, tobacco.

CHRONOLOGY OF BILLS

Fifty-second Session

LEGISLATIVE BILL NO. 1. By Haycock et al.

		Page
Jan. 11	Read first time	71
Jan. 12	Read second time. Referred to Committee Revenue	79
Feb. 15	Placed on General File	374
Feb. 24	Referred for review	522
Feb. 26	Placed on Select File	551
Mar. 1	Select File. Referred for engrossment	568, 588
Mar. 10	Replaced on Select File	676
Mar. 10	Select File. Referred for engrossment	688, 691
Mar. 12	Correctly engrossed	736
Mar. 16	Read third time and passed 33-9	793
Mar. 19	Correctly enrolled	874
Mar. 19	Signed by President	875
Mar. 19	Presented to Governor	875
Mar. 19	Approved by Governor	889

LEGISLATIVE BILL NO. 2. By Carpenter.

		Page
Jan. 11	Read first time	71
Jan. 12	Read second time. Referred to Committee on Judiciary	79
Jan. 19	Placed on General File	130
Jan. 19	Rules suspended	135
Jan. 19	Placed on Legislative File	135
Jan. 22	Referred for review	164
Jan. 27	Placed on Select File	203
Jan. 28	Referred for engrossment	221
Feb. 1	Correctly engrossed	239
Feb. 3	Re-referred for re-engrossment	257
Feb. 4	Correctly re-engrossed	260
Feb. 8	Read third time and passed 41-0	294
Feb. 8	Correctly enrolled	301
Feb. 10	Signed by President	327
Feb. 11	Presented to Governor	349

		Page
Feb. 11	Approved by Governor	369

LEGISLATIVE BILL NO. 3. By Carpenter.

Jan. 11	Read first time	71
Jan. 12	Read second time. Referred to Committee on Judiciary	79
Apr. 1	Placed on General File	1067
Apr. 20	Motion. Referred for review	1272, 1286
Apr. 26	Placed on Select File	1353
Apr. 27	Select File. Referred for engrossment	1392, 1393
Apr. 28	Correctly engrossed	1401
Apr. 30	Read third time and passed 37-0	1440
May 1	Correctly enrolled	1450
May 1	Signed by President	1451
May 4	Presented to Governor	1478
May 5	Approved by Governor	1530

LEGISLATIVE BILL NO. 4. By Regan et al.

Jan. 11	Read first time	71
Jan. 12	Read second time. Referred to Committee on Judiciary	79
Jan. 28	Placed on General File	217
Jan. 28	Placed on Legislative File	226
Feb. 2	Referred for review	249
Feb. 5	Placed on Select File	268
Feb. 8	Select File. Referred for engrossment	295, 296
Feb. 10	Reconsidered. Correctly engrossed	316
Feb. 12	Read third time and passed 37-3	370
Feb. 15	Correctly enrolled	373
Feb. 16	Signed by President	437
Feb. 16	Presented to Governor	461
Feb. 16	Approved by Governor	464

LEGISLATIVE BILL NO. 5. By Regan.

Jan. 11	Read first time	72
Jan. 12	Read second time. Referred to Committee on Public Health	79
Feb. 2	Placed on General File	245
Feb. 3	Placed on Legislative File	258
Feb. 8	Referred for review	296
Feb. 17	Placed on Select File	459
Feb. 18	Select File. Referred for engrossment	480
Feb. 19	Correctly engrossed	486
Feb. 23	Read third time and passed 34-1	507

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Feb. 24	Correctly enrolled	514
Feb. 24	Signed by President	525
Feb. 25	Presented to Governor	533
Feb. 25	Approved by Governor	548

LEGISLATIVE BILL NO. 6. By Schultz et al.

Jan. 11	Read first time	72
Jan. 12	Read second time. Referred to Committee on Judiciary	79
Feb. 1	Placed on General File	238
Feb. 4	Placed on Legislative File	265
Feb. 9	Referred for review	309
Feb. 17	Placed on Select File	459
Feb. 18	Select File. Referred for engrossment	480
Feb. 19	Correctly engrossed	486
Feb. 23	Read third time and passed 31-7	508
Feb. 24	Correctly enrolled	514
Feb. 24	Signed by President	525
Feb. 25	Presented to Governor	533
Feb. 25	Approved by Governor	548

LEGISLATIVE BILL NO. 7. By Tvrdik.

Jan. 11	Read first time	72
Jan. 12	Read second time. Referred to Committee on Government	79
Jan. 27	Placed on General File	203
Jan. 27	Referred to Legislative File	213
Jan. 27	Referred for review	213
Feb. 1	Placed on Select File	239
Feb. 1	Referred for engrossment	242
Feb. 2	Correctly engrossed	245
Feb. 5	Read third time and passed 39-0	274
Feb. 8	Correctly enrolled	281
Feb. 8	Signed by President	296
Feb. 8	Presented to Governor	301
Feb. 8	Approved by Governor	308

LEGISLATIVE BILL NO. 8. By J. B. Peterson.

Jan. 11	Read first time	72
Jan. 12	Read second time. Referred to Committee on Government	79
Feb. 3	Indefinitely postponed	252

LEGISLATIVE BILL NO. 9. By Nuernberger.

Jan. 11	Read first time	72

		Page
Jan. 12	Read second time. Referred to Committee on Highways and Bridges	79
Apr. 15	Placed on General File	1219
Apr. 26	Reported for Sifting File	1355
Apr. 29	Referred for review	1430
May 6	Placed on Select File	1546
May 7	Select File. Referred for engrossment	1553, 1556
May 10	Motion	1613
May 11	Correctly engrossed	1647
May 13	Read third time and passed 32-9	1689
May 15	Correctly enrolled	1736
May 15	Signed by President	1736
May 15	Presented to Governor	1737
Mry 19	Vetoed by Governor	1745

LEGISLATIVE BILL NO. 10. By Committee on Appropriations.

Jan. 12	Read first time	78
Jan. 12	Read second time. Referred to Committee on Appropriations	80
Jan. 15	Placed on General File	113
Jan. 18	Rules suspended	127
Jan. 18	Rules suspended; placed on Legislative File	127
Jan. 18	Referred for review	128
Jan. 19	Placed on Select File	132
Jan. 19	Referred for engrossment	133
Jan. 20	Correctly engrossed	137
Jan. 20	Rules suspended	141
Jan. 21	Read third time and passed 40-0	147
Jan. 22	Correctly enrolled	155
Jan. 22	Signed by President	162
Jan. 22	Presented to Governor	193
Jan. 22	Approved by Governor	201

LEGISLATIVE BILL NO. 11. By Dunn.

Jan. 12	Read first time	78
Jan. 13	Read second time. Referred to Committee on Banking and Insurance	84
Feb. 8	Placed on General File	284
Feb. 9	Placed on Legislative File	310
Feb. 10	Re-referred to Committee on Banking and Insurance	327
Apr. 8	Indefinitely postponed	1138

LEGISLATIVE BILL NO. 12. By Dafoe, Schultz.

Jan. 12	Read first time	78

		Page
Jan. 12	Read second time. Referred to Committee on Appropriations	80
Jan. 15	Placed on General File	113
Jan. 18	Rules suspended; placed on Legislative File	127
Jan. 18	Referred for review	128
Jan. 19	Placed on Select File	131
Jan. 19	Referred for engrossment	133
Jan. 20	Correctly engrossed	137
Jan. 20	Rules suspended	141
Jan. 21	Read third time and passed 42-0	148
Jan. 22	Correctly enrolled	155
Jan. 22	Signed by President	162
Jan. 22	Presented to Governor	193
Jan. 22	Approved by Governor	201

LEGISLATIVE BILL NO. 13. By Dunn.

Jan. 12	Read first time	79
Jan. 13	Read second time. Referred to Committee on Banking and Insurance	84
Feb. 8	Placed on General File	282
Feb. 9	Indefinitely postponed	310
Feb. 10	Action reconsidered. Re-referred to Committee on Banking and Insurance	327
Apr. 8	Indefintiely postponed	1138

LEGISLATIVE BILL NO. 14. By Dunn et al.

Jan. 13	Read first time	83
Jan. 14	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	91
Feb. 26	Placed on General File	548
Mar. 4	Referred for review	624
Mar. 16	Placed on Select File	784
Mar. 17	Select File. Referred for engrossment	824, 825
Mar. 22	Replaced on Select File	888
Mar. 22	Select File. Referred for engrossment	894, 895
Mar. 23	Correctly engrossed	900
Mar. 25	Read third time and passed 29-9	973
Mar. 26	Correctly enrolled	982
Mar. 26	Signed by President	991
Mar. 27	Presented to Governor	1002
Mar. 29	Approved by Governor	1009

LEGISLATIVE BILL NO. 15. By Ashmore, Neubauer.

Jan. 13	Read first time	83

		Page
Jan. 14	Read second time. Referred to Committee on Government	92
Jan. 27	Placed on General File	203
Jan. 27	Re-referred to standing committee	213
Feb. 11	Replaced on General File	331
Feb. 18	Placed on Legislative File	482
Feb. 22	Rules suspended	493
Feb. 23	Legislative File. Referred for review	508, 509
Feb. 26	Replaced on General File	551
Mar. 8	Re-referred for review	659
Mar. 19	Placed on Select File	874
Mar. 22	Select File. Referred for engrossment	895
Mar. 23	Correctly engrossed	900
Mar. 25	Read third time and passed 37-0	974
Mar. 26	Correctly enrolled	982
Mar. 26	Signed by President	991
Mar. 27	Presented to Governor	1002
Mar. 27	Approved by Governor	1009

LEGISLATIVE BILL NO. 16. By Gantz.

Jan. 13	Read first time	83
Jan. 14	Read second time. Referred to Committee on Education	92
Mar. 16	Indefinitely postponed	766

LEGISLATIVE BILL NO. 17. By Knickrehm et al.

Jan. 14	Read first time	90
Jan. 15	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	115
Mar. 31	Placed on General File	1047
May 7	Motion	1560
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 18. By Miller.

Jan. 14	Read first time	91
Jan. 15	Read second time. Referred to Committee on Government	115
Feb. 3	Placed on General File	252
Feb. 4	Indefinitely postponed	265

LEGISLATIVE BILL NO. 19. By Miller.

Jan. 14	Read first time	91
Jan. 15	Read second time. Referred to Committee on Public Highways and Bridges	115
Apr. 21	Indefinitely postponed	1290

LEGISLATIVE BILL NO. 20. By Pizer. (By request)

		Page
Jan. 14	Read first time	91
Jan. 15	Read second time. Referred to Committee on Judiciary	115
Jan. 19	Referred to Committee on Claims and Deficiencies	130
Feb. 9	Placed on General File	300
Feb. 11	Referred to Legislative File	349
Feb. 18	Legislative File. Referred for review	481
Feb. 25	Placed on Select File	530
Feb. 26	Select File. Referred for engrossment	553, 555
Feb. 27	Correctly engrossed	582
Mar. 3	Read third time and passed 37-2	604
Mar. 4	Correctly enrolled	621
Mar. 4	Signed by President	623
Mar. 5	Presented to Governor	635
Mar. 9	Approved by Governor	692

LEGISLATIVE BILL NO. 21. By Schultz.

Jan. 15	Read first time	114
Jan. 18	Read second time. Referred to Committee on Highways and Bridges	126
Apr. 21	Indefinitely postponed	1290

LEGISLATIVE BILL NO. 22. By Dunn.

Jan. 15	Read first time	114
Jan. 18	Read second time. Referred to Committee on Judiciary	126
Feb. 1	Placed on General File	238
Feb. 2	Placed on Legislative File	249
Feb. 5	Referred for review	277
Feb. 10	Placed on Select File	316
Feb. 11	Select File. Referred for engrossment	348
Feb. 12	Correctly engrossed	351
Feb. 17	Read third time and passed 40-1	468
Feb. 22	Correctly enrolled	492
Feb. 22	Signed by President	492
Feb. 23	Presented to Governor	514
Feb. 23	Approved by Governor	519

LEGISLATIVE BILL NO. 23. By Dunn.

Jan. 15	Read first time	114
Jan. 18	Read second time. Refererd to Committee on Education	126
Feb. 2	Placed on General File	245

		Page
Feb. 3	Placed on Legislative File	258
Feb. 8	Referred for review	296
Feb. 10	Placed on Select File	315
Feb. 11	Select File. Referred for engrossment	347, 348
Feb. 12	Replaced on Select File for correction	351
Feb. 12	Re-referred for engrossment	371
Feb. 15	Correctly engrossed	373
Feb. 18	Read third time and passed 36-0	478
Feb. 22	Correctly enrolled	492
Feb. 23	Signed by President	492
Feb. 23	Presented to Governor	514
Feb. 23	Approved by Governor	519

LEGISLATIVE BILL NO. 24. By Dunn.

Jan. 15	Read first time	114
Jan. 18	Read second time. Referred to Committee on Revenue	126
Feb. 3	Placed on General File	252
Feb. 5	Placed on Legislative File	277
Feb. 10	Re-referred to Committee on Revenue	328
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 25. By Gantz et al.

Jan. 15	Read first time	114
Jan. 18	Read second time. Referred to Committee on Revenue	126
Mar. 19	Placed on General File	872
Apr. 1	Motion	1077
Apr. 7	Motion	1133
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 26. By Committee on Appropriations.

Jan. 15	Read first time	115
Jan. 15	Placed on General File	113
Jan. 15	Read second time. Referred to Committee on Appropriations	115
Jan. 18	Rules suspended	127
Jan. 18	Placed on Legislative File	127
Jan. 18	Referred for review	128
Jan. 19	Placed on Select File	131
Jan. 19	Referred for engrossment	133
Jan. 20	Correctly engrossed	137
Jan. 22	Rules suspended; placed on third reading	161

		Page
Jan. 22	Read third time and passed 41-0	161
Jan. 22	Correctly enrolled	162
Jan. 22	Signed by President	162
Jan. 22	Presented to Governor	193
Jan. 22	Approved by Governor	201

LEGISLATIVE BILL NO. 27. By R. W. Johnson.

Jan. 18	Read first time	123
Jan. 19	Read second time. Referred to Committee on Claims and Deficiencies	134
Feb. 16	Placed on General File	435
Feb. 24	Referred for review	522
Mar. 5	Placed on Select File	637
Mar. 8	Select File. Referred for engrossment	656, 658
Mar. 10	Correctly engrossed	687
Mar. 15	Read third time and passed 36-2	752
Mar. 19	Correctly enrolled	874
Mar. 19	Signed by President	875
Mar. 20	Presented to Governor	889
Mar. 25	Vetoed by Governor	983
Mar. 26	Failed of passage over Governor's veto 2-26	984

LEGISLATIVE BILL NO. 28. By Nuernberger.

Jan. 18	Read first time	124
Jan. 19	Read second time. Referred to Committee on Government	134
Mar. 18	Placed on General File	828
Apr. 15	Indefinitely postponed	1236

LEGISLATIVE BILL NO. 29. By Brandt.

Jan. 18	Read first time	125
Jan. 19	Read second time. Referred to Committee on Commerce and Communications	134
Feb. 10	Indefinitely postponed	313

LEGISLATIVE BILL NO. 30. By Brandt.

Jan. 18	Read first time	125
Jan. 19	Read second time. Referred to Committee on Judiciary	134
Feb. 15	Indefinitely postponed	373

LEGISLATIVE BILL NO. 31. By Pizer, Gantz.

Jan. 18	Read first time	125
Jan. 19	Read second time. Referred to Committee on Revenue and Taxation	134

		Page
Feb. 3	Indefinitely postponed	252

LEGISLATIVE BILL NO. 32. By Dafoe.

Jan. 18	Read first time	125
Jan. 19	Read second time. Referred to Committee on Commerce and Communications	134
Jan. 29	Placed on General File	231
Jan. 29	Referred to Legislative File	234
Feb. 3	Referred for review	257
Feb. 10	Placed on Select File	314
Feb. 11	Select File. Referred for engrossment	347, 348
Feb. 12	Correctly engrossed	351
Feb. 17	Read third time and passed 41-0	467
Feb. 22	Correctly enrolled	492
Feb. 22	Signed by President	492
Feb. 23	Presented to Governor	514
Feb. 23	Approved by Governor	519

LEGISLATIVE BILL NO. 33. By Brandt.

Jan. 18	Read first time	126
Jan. 19	Read second time. Referred to Committee on Judiciary	134
Feb. 4	Indefinitely postponed	260

LEGISLATIVE BILL NO. 34. By Strong.

Jan. 19	Read first time	133
Jan. 20	Read second time. Referred to Committee on Government	141
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 35. By Dunn et al.

Jan. 19	Read first time	133
Jan. 20	Read second time. Referred to Committee on Banking and Insurance	141
Apr. 8	Indefinitely postponed	1138

LEGISLATIVE BILL NO. 36. By Gantz.

Jan. 19	Read first time	133
Jan. 20	Read second time. Referred to Committee on Judiciary	141
Mar. 22	Indefinitely postponed	882

LEGISLATIVE BILL NO. 37. By Gantz.

Jan. 19	Read first time	134

		Page
Jan. 20	Read second time. Referred to Committee on **Education**	141
Feb. 10	Placed on General File	313
Feb. 11	Referred to Legislative File	349
Feb. 18	Legislative File. Referred for review	481, 482
Feb. 25	Placed on Select File	531
Feb. 26	Select File. Referred for engrossment	554, 555
Mar. 3	Replaced on Select File	607
Mar. 3	Select File. Referred for engrossment	609, 610
Mar. 4	Correctly engrossed	620
Mar. 8	Read third time and passed 31-7	652
Mar. 10	Correctly enrolled	687
Mar. 10	Signed by President	693
Mar. 10	Presented to Governor	705
Mar. 11	Approved by Governor	737

LEGISLATIVE BILL NO. 38. By Strong, Gantz.

Jan. 20	Read first time	139
Jan. 21	Read second time. Referred to Committee on Judiciary	146
Mar. 8	Placed on General File	648
Mar. 19	Referred for review	880
Mar. 31	Placed on Select File	1047
Apr. 1	Select File. Referred for engrossment	1074, 1076
Apr. 2	Correctly engrossed	1093
Apr. 6	Read third time and passed 40-0	1113
Apr. 7	Correctly enrolled	1129
Apr. 7	Signed by President	1135
Apr. 7	Presented to Governor	1140
Apr. 8	Approved by Governor	1157

LEGISLATIVE BILL NO. 39. By Strong.

Jan. 20	Read first time	140
Jan. 21	Read second time. Referred to Committee on Judiciary	146
Feb. 4	Placed on General File	260
Feb. 5	Placed on Legislative File	278
Feb. 10	Referred for review	328
Feb. 19	Placed on Select File	487
Feb. 22	Select File. Referred for engrossment	493, 494
Feb. 23	Correctly engrossed	504
Feb. 25	Read third time and passed 40-0	539
Feb. 26	Correctly enrolled	551
Feb. 26	Signed by President	555

		Page
Feb. 27	Presented to Governor	570
Mar. 1	Approved by Governor	594

LEGISLATIVE BILL NO. 40. By Committee on Appropriations.

Jan. 20	Read first time	140
Jan. 21	Read second time. Referred to Committee on Appropriations	146
Jan. 28	Placed on General File	220
Jan. 29	Referred to Legislative File	234
Jan. 29	Referred for review	234
Feb. 1	Placed on Select File	239
Feb. 1	Referred for engrossment	242
Feb. 2	Correctly engrossed	245
Feb. 5	Read third time and passed 39-0	276
Feb. 8	Correctly enrolled	281
Feb. 8	Signed by President	296
Feb. 8	Presented to Governor	301
Feb. 8	Approved by Governor	312

LEGISLATIVE BILL NO. 41. By Carlson et al.

Jan. 20	Read first time	140
Jan. 21	Read second time. Referred to Committee on Education	146
Feb. 2	Indefinitely postponed	245

LEGISLATIVE BILL NO. 42. By Dunn, Comstock.

Jan. 20	Read first time	140
Jan. 21	Read second time. Referred to Committee on Judiciary	147
Mar. 22	Indefinitely postponed	882

LEGISLATIVE BILL NO. 43. By Dunn.

Jan. 20	Read first time	140
Jan. 21	Read second time. Referred to Committee on Government	147
Mar. 11	Re-referred to Committtee on Government	698
Mar. 18	Indefinitely postponed	850

LEGISLATIVE BILL NO. 44. By Hall et al.

Jan. 21	Read first time	145
Jan. 22	Read second time. Referred to Committee on Banking and Insurance	161
Feb. 11	Indefinitely postponed	331

LEGISLATIVE BILL NO. 45. By Hall.

Jan. 21	Read first time	145

		Page
Jan. 22	Read second time. Referred to Committee on Banking and Insurance	161
Feb. 5	Placed on General File	268
Feb. 8	Re-referred to Committee on Banking and Insurance	297
Apr. 1	Replaced on General File	1066
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 46. By Worthing.

Jan. 21	Read first time	146
Jan. 22	Read second time. Referred to Committee on Judiciary	161
Feb. 2	Placed on General File	245
Feb. 3	Placed on Legislative File	258
Feb. 8	Referred for review	296
Feb. 10	Placed on Select File	314
Feb. 11	Select File. Referred for engrossment	348
Feb. 12	Correctly engrossed	351
Feb. 17	Read third time and passed 42-0	469
Feb. 22	Correctly enrolled	492
Feb. 22	Signed by President	492
Feb. 23	Presented to Governor	514
Feb. 23	Approved by Governor	519

LEGISLATIVE BILL NO. 47. By Worthing.

Jan. 21	Read first time	146
Jan. 22	Read second time. Referred to Committee on Judiciary	161
Feb. 2	Placed on General File	245
Feb. 3	Placed on Legislative File	257
Feb. 8	Referred for review	296
Feb. 10	Placed on Select File	314
Feb. 11	Select File. Referred for engrossment	348
Feb. 12	Correctly engrossed	351
Feb. 17	Read third time and passed 41-0	469
Feb. 22	Correctly enrolled	492
Feb. 22	Signed by President	492
Feb. 23	Presented to Governor	514
Feb. 23	Approved by Governor	519

LEGISLATIVE BILL NO. 48. By Comstock, Dunn.

Jan. 21	Read first time	146
Jan. 22	Read second time. Referred to Committee on Government	161

		Page
Feb. 11	Placed on General File	332
Feb. 26	Referred for review	556
Mar. 5	Placed on Select File	639
Mar. 8	Select File. Indefinitely postponed	657

LEGISLATIVE BILL NO. 49. By Regan.

Jan. 22	Read first time	158
Jan. 25	Read second time. Referred to Committee on Judiciary	171
Feb. 4	Placed on General File	260
Feb. 5	Placed on Legislative File	278
Feb. 10	Referred for review	328
Feb. 17	Placed on Select File	459
Feb. 18	Select File. Referred for engrossment	480, 481
Feb. 23	Re-referred to Select File	503
Feb. 24	Select File. Referred for engrossment	520
Feb. 25	Correctly engrossed	530
Mar. 1	Read third time and passed 38-0	585
Mar. 2	Correctly enrolled	602
Mar. 2	Signed by President	602
Mar. 2	Presented to Governor	615
Mar. 3	Approved by Governor	619

LEGISLATIVE BILL NO. 50. By Knickrehm, Diers.

Jan. 22	Read first time	158
Jan. 25	Read second time. Referred to Committee on Commerce and Communications	171
Feb. 5	Placed on General File	268
Feb. 8	Re-referred to Committee on Commerce and Communications	296
Mar. 5	Replaced on General File	634
Mar. 18	Referred for review	865
Mar. 23	Placed on Select File	899
Mar. 24	Select File. Referred for engrossment	948, 949
Mar. 26	Correctly engrossed	982
Mar. 30	Motion	1023
Mar. 30	Read third time and passed 36-4	1023
Mar. 31	Correctly enrolled	1054
Mar. 31	Signed by President	1055
Mar. 31	Presented to Governor	1068
Apr. 1	Approved by Governor	1094

LEGISLATIVE BILL NO. 51. By Knickrehm.

Jan. 22	Read first time	159

		Page
Jan. 25	Read second time. Referred to Committee on Commerce and Communications	171
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 52. By Hall et al.

Jan. 22	Read first time	159
Jan. 25	Read second time. Referred to Committee on Banking and Insurance	171
Feb. 11	Indefinitely postponed	331
Feb. 24	Action reconsidered. Re-referred to Committee on Banking and Insurance	521
Mar. 4	Placed on General File	615
Mar. 11	Referred for review	711
Mar. 16	Placed on Select File	786
Mar. 17	Select File. Referred for engrossment	824, 825
Mar. 22	Correctly engrossed	888
Mar. 24	Read third time and passed 31-1	947
Mar. 25	Correctly enrolled	970
Mar. 25	Signed by President	971
Mar. 25	Presented to Governor	982
Mar. 26	Approved by Governor	1003

LEGISLATIVE BILL NO. 53. By Hall et al.

Jan. 22	Read first time	159
Jan. 25	Read second time. Referred to Committee on Banking and Insurance	171
Feb. 11	Indefinitely postponed	331
Feb. 24	Action reconsidered. Re-referred to Committee on Banking and Insurance	521
Mar. 4	Placed on General File	616
Mar. 11	Referred for review	711
Mar. 16	Placed on Select File	786
Mar. 17	Select File. Referred for engrossment	824, 825
Mar. 22	Correctly engrossed	888
Mar. 25	Read third time and passed 30-5	972
Mar. 26	Correctly enrolled	982
Mar. 26	Signed by President	991
Mar. 27	Presented to Governor	1002
Mar. 31	Approved by Governor	1073

LDGISLATIVE BILL NO. 54. By Howard.

Jan. 22	Read first time	159
Jan. 25	Read second time. Referred to Committee on Agriculture	171
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 55. By Murphy et al.

		Page
Jan. 22	Read first time	160
Jan. 25	Read second time. Referred to Committee on Agriculture	171
Feb. 23	Placed on General File	499
Mar. 3	Referred for review	610
Mar. 12	Placed on Select File	734
Mar. 17	Select File. Referred for engrossment	823, 825
Mar. 22	Correctly engrossed	888
Mar. 24	Read third time and passed 31-8	947
Mar. 26	Correctly enrolled	982
Mar. 26	Signed by President	991
Mar. 27	Presented to Goveronr	1002
Mar. 31	Approved by Governor	1073

LEGISLATIVE BILL NO. 56. By Reynolds.

Jan. 22	Read first time	160
Jan. 25	Read second time. Referred to Committee on Judiciary	171
Mar. 26	Indefinitely postponed	979

LEGISLATIVE BILL NO. 57. By Comstock, Dunn.

Jan. 22	Read first time	160
Jan. 25	Read second time. Referred to Committee on Judiciary	171
Feb. 4	Placed on General File	260
Feb. 5	Placed on Legislative File	278
Feb. 10	Referred for review	328
Feb. 19	Placed on Select File	486
Feb. 22	Select File. Referred for engrossment	493, 494
Feb. 23	Correctly engrossed	504
Feb. 25	Read third time and passed 37-0	538
Feb. 26	Correctly enrolled	551
Feb. 26	Signed by President	555
Feb. 27	Presented to Governor	570
Mar. 1	Approved by Governor	594

LEGISLATIVE BILL NO. 58. By Wells et al.

Jan. 25	Read first time	167
Jan. 26	Read second time. Referred to Committee on Banking and Insurance	199
Feb. 22	Placed on General File	492
Mar. 1	Referred for review	589
Mar. 4	Placed on Select File	618

		Page
Mar. 5	Select File. Referred for engrossment	641, 643
Mar. 8	Correctly engrossed	651
Mar. 11	Read third time and passed 36-2	708
Mar. 15	Correctly enrolled	750
Mar. 15	Signed by President	750
Mar. 15	Presented to Governor	786
Mar. 20	Approved by Governor	890

LEGISLATIVE BILL NO. 59. By Regan.

Jan. 25	Read first time	167
Jan. 26	Read second time. Referred to Committee on Government	199
Feb. 11	Placed on General File	333
Feb. 18	Referred to Legislative File	483
Feb. 22	Rules suspended	493
Feb. 23	Legislative File. Referred for review	509
Feb. 25	Placed on Select File	532
Feb. 26	Select File. Referred for engrossment	554, 555
Mar. 3	Replaced on Select File	607
Mar. 3	Select File. Referred for engrossment	609, 610
Mar. 4	Correctly engrossed	620
Mar. 8	Read third time and passed 33-4	653
Mar. 10	Correctly enrolled	687
Mar. 10	Signed by President	693
Mar. 10	Presented to Governor	705
Mar. 11	Approved by Governor	737

LEGISLATIVE BILL NO. 60. By Norton.

Jan. 25	Read first time	167
Jan. 26	Read second time. Referred to Committee on Government	199
Mar. 18	Placed on General File	850
Apr. 21	Placed on Sifting File	1294
Apr. 21	Referred for review	1301
May 3	Placed on Select File	1466
May 4	Select File. Referred for engrossment	1499, 1501
May 7	Correctly engrossed	1550
May 10	Read third time and passed 26-15	1603
May 12	Correctly enrolled	1675
May 12	Signed by President	1676
May 13	Presented to Governor	1694
May 13	Approved by Governor	1702

LEGISLATIVE BILL NO. 61. By Norton.

Jan. 25	Read first time	168

		Page
Jan. 26	Read second time. Referred to Committee on Government	199
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 62. By Slepicka.

Jan. 25	Read first time	168
Jan. 26	Read second time. Referred to Committee on Government	199
Mar. 11	Indefinitely postponed	698

LEGISLATIVE BILL NO. 63. By Miller.

Jan. 25	Read first time	169
Jan. 26	Read second time. Referred to Committee on Judiciary	199
Feb. 9	Indefinitely postponed	300

LEGISLATIVE BILL NO. 64. By Miller.

Jan. 25	Read first time	169
Jan. 26	Read second time. Referred to Committee on Revenue	200
Feb. 19	Indefinitely postponed	488

LEGISLATIVE BILL NO. 65. By Howard.

Jan. 25	Read first time	169
Jan. 26	Read second time. Referred to Committee on Government	200
Feb. 18	Placed on General File	474
Feb. 25	Referred for review	541
Apr. 6	Placed on Select File	1111
Apr. 7	Select File. Referred for engrossment	1132, 1133
Apr. 8	Correctly engrossed	1140
Apr. 12	Read third time and failed of passage 17-26	1170

LEGISLATIVE BILL NO. 66. By Worthing, Regan.

Jan. 25	Read first time	170
Jan. 26	Read second time. Referred to Committee on Judiciary	200
Feb. 9	Placed on General File	300
Feb. 10	Indefinitely postponed	328, 470

LEGISLATIVE BILL NO. 67. By Dunn.

Jan. 25	Read first time	170
Jan. 26	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	200
Feb. 26	Placed on General File	550

		Page
Apr. 1	Referred for review	1078
Apr. 7	Placed on Select File	1127
Apr. 8	Select File. Referred for engrossment	1143, 1145
Apr. 9	Correctly engrossed	1157
Apr. 14	Replaced on General File	1206
Apr. 14	Re-referred for engrossment	1211
Apr. 15	Correctly re-engrossed	1226
Apr. 19	Read third time and passed 35-4	1262
Apr. 20	Correctly enrolled	1271
Apr. 20	Signed by President	1271
Apr. 21	Presented to Governor	1295
Apr. 24	Vetoed by Governor	1364

LEGISLATIVE BILL NO. 68. By Brandt.

Jan. 25	Read first time	170
Jan. 26	Read second time. Referred to Committee on Government	200
Feb. 11	Placed on Geneal File	332
Feb. 18	Indefinitely postponed	482
Feb. 22	Rules suspended	493
Feb. 23	Legislative File, amendmnets. Recommendation rejected	508
Feb. 24	Referred for review	521
Mar. 5	Placed on Select File	635
Mar. 8	Select File. Referred for engrossment	655, 658
Mar. 10	Correctly engrossed	687
Mar. 15	Read third time and failed of passage with emergency clause 24-15	750
Mar. 15	Read third time and passed with emergency clause stricken 24-15	750
Mar. 19	Correctly enrolled	874
Mar. 19	Signed by President	875
Mar. 20	Presented to Governor	889
Mar. 23	Approved by Governor	942

LEGISLATIVE BILL NO. 69. By Von Seggern, Regan.

Jan. 25	Read first time	170
Jan. 26	Read second time. Referred to Committee on Appropriations	200
May 3	Placed on General File	1465
May 3	Referred for review	1466
May 10	Motion	1626
May 11	Placed on Select File	1627
May 11	Select File. Referred for engrossment	1637, 1647

		Page
May 12	Correctly engrossed	1659
May 14	Read third time and passed 38-0	1709
May 15	Correctly enrolled	1736
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 70. By Regan, Von Seggern.

Jan. 25	Read first time	170
Jan. 26	Read second time. Referred to Committee on Appropriations	200
May 3	Placed on General File	1465
May 3	Referred for review	1469
May 4	Motion	1502
May 10	Motion	1626
May 11	Placed on Select File	1627
May 11	Select File. Referred for engrossment	1638, 1647
May 12	Motion	1669, 1675
May 12	Correctly engrossed	1675
May 12	Referred for re-engrossment	1681
May 12	Correctly re-engrossed	1683
May 13	Replaced on General File	1693
May 13	Referred for re-engrossment	1693
May 13	Correctly re-engrossed	1701
May 15	Read third time and passed 39-0	1734
May 15	Correctly enrolled	1736
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 21	Became a law without Governor's approval.	

LEGISLATIVE BILL NO. 71. By J. B. Peterson, Miller.

Jan. 26	Read first time	194
Jan. 27	Read second time. Referred to Committee on Government	210
Feb. 18	Placed on General File	476
Feb. 26	Referred for review	557
Mar. 22	Placed on Select File	882
Mar. 23	Select File. Re-referred to Committee on Government	905, 907
Mar. 25	Placed on General File	956
Mar. 30	Re-referred for review	1025
Apr. 9	Replaced on Select File	1156
Apr. 12	Select File. Held for opinion	1172, 1175
Apr. 23	Select File. Referred for engrossment	1335, 1342

		Page
Apr. 26	Correctly engrossed	1354
Apr. 28	Read third time and passed 29-10	1405
May 1	Correctly enrolled	1450
May 1	Signed by President	1451
May 3	Approved by Governor	1478

LEGISLATIVE BILL NO. 72. By J. B. Peterson.

Jan. 26	Read first time	194
Jan. 27	Read second time. Referred to Committee on Education	211
Feb. 9	Placed on General File	300
Feb. 11	Referred to Legislative File	349
Feb. 18	Legislative File. Referred for review	481
Feb. 25	Placed on Select File	530
Feb. 26	Select File. Referred for engrossment	553, 555
Mar. 3	Replaced on Select File	606
Mar. 3	Select File. Referred for engrossment	608, 610
Mar. 4	Correctly engrossed	620
Mar. 8	Read third time and passed 39-0	651
Mar. 10	Correctly enrolled	687
Mar. 10	Signed by President	693
Mar. 10	Presented to Governor	705
Mar. 12	Approved by Governor	750

LEGISLATIVE BILL NO. 73. By Knickrehm, Hall.

Jan. 26	Read first time	194
Jan. 27	Read second time. Referred to Committee on Judiciary	211
Feb. 1	Re-referred to Banking and Insurance	239
Feb. 23	Placed on General File	497
Mar. 1	Referred for review	589
Mar. 4	Placed on Select File	615
Mar. 5	Select File. Referred for engrossment	642, 643
Mar. 10	Replaced on Select File	676
Mar. 10	Select File. Referred for engrossment	688, 691
Mar. 11	Correctly engrossed	705
Mar. 16	Read third time and passed 36-1	789
Mar. 19	Correctly enrolled	874
Mar. 19	Signed by President	875
Mar. 20	Presented to Governor	889
Mar. 25	Approved by Governor	983

LEGISLATIVE BILL NO. 74. By Armstrong.

Jan. 26	Read first time	195

		Page
Jan. 27	Read second time. Referred to Committee on Judiciary	211
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 75. By Armstrong.

Jan. 26	Read first time	195
Jan. 27	Read second time. Referred to Committee on Judiciary	211
Feb. 10	Placed on General File	313
Feb. 11	Referred to Legislative File	349
Feb. 18	Legislative File. Referred for review	481
Feb. 25	Placed on General File	531
Feb. 26	Select File. Referred for engrossment	554, 555
Mar. 1	Correctly engrossed	585
Mar. 4	Read third time and passed 38-0	621
Mar. 5	Correctly enrolled	635
Mar. 5	Signed by President	641
Mar. 5	Presented to Governor	651
Mar. 8	Approved by Governor	666

LEGISLATIVE BILL NO. 76. By Knickrehm, Frost.

Jan. 26	Read first time	195
Jan. 27	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	211
Jan. 29	Re-referred to Committee on Agriculture	233
Mar. 25	Placed on General File	966
May 12	Motion	1670
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 77. By Hall.

Jan. 26	Read first time	195
Jan. 27	Read second time. Referred to Committee on Banking and Insurance	211
Feb. 17	Placed on General File	460
Feb. 24	Referred for review	522
Mar. 5	Placed on Select File	637
Mar. 8	Select File. Referred for engrossment	656, 658
Mar. 9	Correctly engrossed	666
Mar. 12	Read third time and passed 35-0	738
Mar. 15	Correctly enrolled	750
Mar. 15	Signed by President	750
Mar. 15	Presented to Governor	786
Mar. 19	Approved by Governor	889

LEGISLATIVE BILL NO. 78. By Hall.

		Page
Jan. 26	Read first time	195
Jan. 27	Read second time. Referred to Committee on Banking and Insurance	211
Feb. 17	Placed on General File	460
Feb. 24	Referred for review	523
Feb. 26	Placed on Select File	552
Mar. 1	Select File. Referred for engrossment	586, 588
Mar. 4	Replaced on Select File	619
Mar. 4	Select File. Re-referred for engrossment	623
Mar. 5	Correctly engrossed	635
Mar. 9	Read third time and passed 38-0	668
Mar. 10	Correctly enrolled	687
Mar. 10	Signed by Preisdent	693
Mar. 10	Presented to Governor	705
Mar. 12	Approved by Governor	737

LEGISLATIVE BILL NO. 79. By Hall.

		Page
Jan. 26	Read first time	195
Jan. 27	Read second time. Referred to Committee on Banking and Insurance	211
Feb. 17	Placed on General File	461
Feb. 24	Referred for review	523
Feb. 26	Placed on Select File	552
Mar. 1	Select File. Referred for engrossment	587, 588
Mar. 4	Replaced on Select File	620
Mar. 4	Select File. Referred for engrossment	623
Mar. 5	Correctly engrossed	635
Mar. 9	Read third time and vassed 35-2	669
Mar. 10	Correctly enrolled	687
Mar. 10	Signed by President	693
Mar. 10	Presented to Governor	705
Mar. 12	Approved by Governor	737

LEGISLATIVE BILL NO. 80. By Hall.

		Page
Jan. 26	Read first time	196
Jan. 27	Read second time. Referred to Committee on Banking and Insurance	211
Feb. 17	Placed on General File	461
Feb. 24	Referred for review	523
Feb. 26	Placed on Select File	553
Mar. 1	Select File. Referred for engrossment	587, 588
Mar. 4	Replaced on Select File	620
Mar. 4	Select File. Re-referred for engrossment	623

		Page
Mar. 5	Correctly engrossed	635
Mar. 9	Read third time and passed 37-1	670
Mar. 10	Correctly enrolled	687
Mar. 10	Signed by President	693
Mar. 10	Presented to Governor	705
Mar. 15	Approved by Governor	787

LEGISLATIVE BILL NO. 81. By Frost, Knickrehm.

Jan. 26	Read first time	196
Jan. 27	Read second time. Referred to Committee on Agriculture	211
Feb. 8	Placed on General File	281
Feb. 9	Placed on Legislative File	310
Feb. 12	Referred for review	371
Feb. 19	Placed on Select File	487
Feb. 22	Select File. Referred for engrossment	494
Feb. 23	Correctly engrossed	504
Feb. 25	Read third time and passed 42-0	540
Feb. 26	Correctly enrolled	551
Feb. 26	Signed by President	555
Feb. 27	Presented to Governor	570
Feb. 27	Approved by Governor	594

LEGISLATIVE Bill No. 82. By R. W. Johnson et al.

Jan. 26	Read first time	196
Jan. 27	Read second time. Referred to Committee on Agriculture	211
Feb. 8	Indefinitely postponed	281

LEGISLATIVE BILL NO. 83. By Slepicka.

Jan. 26	Read first time	196
Jan. 27	Read second time. Referred to Committee on Government	211
Feb. 25	Placed on General File	533
Mar. 2	Referred for review	598
Mar. 9	Placed on Select File	664
Mar. 10	Select File. Referred for engrossment	689, 692
Mar. 10	Motion	691
Mar. 12	Correctly engrossed	736
Mar. 16	Replaced on General File	798
Mar. 18	Indefinitely postponed	865
Mar. 22	Action reconsidered; replaced on General File	897
Mar. 24	Re-referred for review	949
Mar. 31	Replaced on Select File	1053
Apr. 1	Select File. Re-referred for engrossment	1076, 1077

		Page
Apr.	5	Correctly re-engrossed	1102
Apr.	7	Read third time and passed 25-9	1130
Apr.	8	Correctly enrolled	1140
Apr.	8	Signed by President	1141
Apr.	8	Presented to Governor	1157
Apr.	8	Approved by Governor	1157

LEGISLATIVE BILL NO. 84. By Wells et al.

Jan.	26	Read first time	196
Jan.	27	Read second time. Referred to Committee on Agriculture	212
Feb.	8	Placed on General File	281
Feb.	9	Placed on Legislative File	310
Feb.	12	Referred for review	371
Feb.	19	Placed on Select File	487
Feb.	22	Select File. Referred for engrossment	493, 494
Feb.	23	Correctly engrossed	504
Feb.	25	Read third time and passed. 40-0	539
Feb.	26	Correctly enrolled	551
Feb.	26	Signed by President	555
Feb.	27	Presented to Governor	570
Mar.	1	Approved by Governor	594

LEGISLATIVE BILL NO. 85. By Carlson.

Jan.	26	Read first time	196
Jan.	27	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	212
Feb.	25	Indefinitely postponed	530

LEGISLATIVE BILL NO. 86. By Reyonlds et al.

Jan.	26	Read first time	197
Jan.	27	Read second time. Referred to Committee on Agriculture	212
Feb.	8	Placed on General File	281
Feb.	9	Placed on Legislative File	310
Feb.	17	Re-referred to Committee on Agriculture	471
Feb.	25	Replaced on General File	528
Mar.	1	Referred for review	591
Mar.	22	Placed on Select File	884
Mar.	24	Indefinitely postponed	948

LEGISLATIVE BILL NO. 87. By Carlson.

Jan.	26	Read first time	197
Jan.	27	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	212

		Page
Feb. 25	Indefinitely postponed	530

LEGISLATIVE BILL NO. 88. By Carpenter et al.

Jan. 26	Read first time	197
Jan. 27	Read second time. Referred to Committee on Revenue	212
Feb. 24	Indefinitely postponed	518
Feb. 25	Motion	537

LEGISLATIVE BILL NO. 89. By Carlson.

Jan. 26	Read first time	198
Jan. 27	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	212
Feb. 25	Indefinitely postponed	530

LEGISLATIVE BILL NO. 90. By Worthing et al.

Jan. 26	Read first time	198
Jan. 27	Read second time. Referred to Committee on Labor and Public Welfare	212
Mar. 15	Placed on General File	742
Mar. 23	Motion	908
Apr. 1	Re-referred to Committee on Labor and Public Welfare	1069
Apr. 12	Replaced on General File	1163
Apr. 13	Referred for review	1195
Apr. 21	Placed on Select File	1292
Apr. 22	Select File. Referred for engrossment	1321, 1323
Apr. 23	Correctly engrossed	1328
Apr. 27	Read third time and passed 42-0	1383
Apr. 28	Correctly enrolled	1401
Apr. 28	Signed by President	1401
Apr. 30	Presented to Governor	1438
May 3	Approved by Governor	1478

LEGISLATIVE BILL NO. 91. By Armstrong et al.

Jan. 26	Read first time	198
Jan. 27	Read second time. Referred to Committee on Judiciary	212
Mar. 26	Indefinitely postponed	979

LEGISLATIVE BILL NO. 92. By Dunn (By request)

Jan. 26	Read first time	199
Jan. 27	Read second time. Referred to Committee on Claims and Deficiencies	212
Mar. 10	Indefinitely postponed	675

LEGISLATIVE BILL NO. 93. By Worthing et al.

		Page
Jan. 26	Read first time	199
Jan. 27	Read second time. Referred to Committee on Health and Miscellaneous Subjects	212
Feb. 24	Placed on General File	515
Mar. 1	Referred for review	590
Mar. 12	Placed on Select File	726
Mar. 15	Select File. Indefinitely postponed	758, 759

LEGISLATIVE BILL NO. 94. By McMahon.

Jan. 27	Read first time	206
Jan. 28	Read second time. Referred to Committee on Labor and Public Welfare	225
Mar. 19	Indefinitely postponed	872

LEGISLATIVE BILL NO. 95. By Von Seggern et al.

Jan. 27	Read first time	206
Jan. 28	Read second time. Referred to Committee on Government	225
Feb. 25	Placed on General File	533
Mar. 2	Referred for review	598
Mar. 3	Placed on Select File	732
Mar. 15	Select File. Referred for engrossment	759, 761
Mar. 17	Replaced on Select File	816
Mar. 17	Select File. Re-referred for engrossment	822, 825
Mar. 18	Correctly engrossed	854
Mar. 22	Read third time and passed 40-0	893
Mar. 24	Correctly enrolled	942
Mar. 24	Signed by President	942
Mar. 24	Presented to Governor	970
Mar. 25	Approved by Governor	983

LEGISLATIVE BILL NO. 96. By Armstrong et al.

Jan. 27	Read first time	207
Jan. 28	Read second time. Referred to Committee on Agriculture	225
Feb. 25	Placed on General File	529
Mar. 2	Referred for review	598
Apr. 19	Placed on Select File	1259
Apr. 20	Select File	1277

LEGISLATIVE BILL NO. 97. By Dafoe et al.

Jan. 27	Read first time	207

		Page
Jan. 28	Read second time. Referred to Committee on Commerce and Communications	225
Feb. 27	Placed on General File	562
Mar. 10	Referred for review	693
Mar. 22	Placed on Select File	885
Mar. 23	Select File. Referred for engrossment	906, 907
Mar. 25	Correctly engrossed	969
Mar. 29	Replaced on General File	1005
Mar. 29	Re-referred for engrossment	1008
Mar. 30	Replaced on Select File	1021
Mar. 30	Select File. Re-referred for re-engrossment	1024, 1025
Mar. 30	Correctly re-engrossed	1029
Apr. 1	Replaced on General File	1073
Apr. 1	Re-referred for re-engrossment	1078
Apr. 2	Correctly re-engrossed	1093
Apr. 6	Read third time and passed 25-15	1112
Apr. 7	Correctly enrolled	1129
Apr. 7	Signed by President	1135
Apr. 7	Presented to Governor	1140
Apr. 9	Approved by Governor	1168

LEGISLATIVE BILL NO. 98. By Murphy.

Jan. 27	Read first time	208
Jan. 28	Read second time. Referred to Committee on Public Highways and Bridges	225
Feb. 26	Indefinitely postponed	548

LEGISLATIVE BILL NO. 99. By Murphy.

Jan. 27	Read first time	208
Jan. 28	Read second time. Referred to Committee on Government	225
Feb. 25	Indefinitely postponed	535

LEGISLATIVE BILL NO. 100. By Murphy.

Jan. 27	Read first time	208
Jan. 28	Read second time. Referred to Committee on Government	225
Feb. 25	Indefinitely postponed	535

LEGISLATIVE BILL NO. 101. By Dafoe, Dunn.

Jan. 27	Read first time	208
Jan. 28	Read second time. Referred to Committee on Judiciary	225
Feb. 15	Placed on General File	373

		Page
Feb. 18	Referred to Legislative File	483
Feb. 22	Rules suspended	493
Feb. 23	Legislative File. Referred for review	509
Feb. 25	Placed on Select File	532
Feb. 26	Select File. Referred for engrossment	554, 555
Feb. 27	Correctly engrossed	582
Mar. 3	Read third time and passed 39-0	605
Mar. 4	Correctly enrolled	621
Mar. 4	Signed by President	623
Mar. 5	Presented to Governor	635
Mar. 8	Approved by Governor	666

LEGISLATIVE BILL NO. 102. By Gantz.

Jan. 27	Read first time	208
Jan. 28	Read second time. Referred to Committee on Government	225
Mar. 11	Placed on General File	698
Mar. 25	Referred for review	976
Mar. 31	Placed on Select File	1054
Apr. 1	Select File. Referred for engrossment	1076, 1077
Apr. 2	Correctly engrossed	1093
Apr. 6	Read third time and failed of passage 14-27	1119

LEGISLATIVE BILL NO. 103. By Gantz.

Jan. 27	Read first time	209
Jan. 28	Read second time. Referred to Committee on Government	225
Mar. 11	Indefinitely postponed	699

LEGISLATIVE BILL NO. 104. By Reynolds.

Jan. 27	Read first time	209
Jan. 28	Read second time. Referred to Committee on Government	225
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 105. By Neubauer, Miller.

Jan. 27	Read first time	209
Jan. 28	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	226
Feb. 17	Indefinitely postponed	459

LEGISLATIVE BILL NO. 106. By Gantz.

Jan. 27	Read first time	209
Jan. 28	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	226

		Page
Mar. 10	Indefinitely postponed	675

LEGISLATIVE BILL NO. 107. By Armstrong.

Jan. 27	Read first time	210
Jan. 28	Read second time. Referred to Committee on Government	226
Feb. 25	Placed on General File	535
Mar. 2	Referred for review	600
Mar. 9	Placed on Select File	664
Mar. 10	Select File. Referred for engrossment	690, 692
Mar. 12	Correctly engrossed	736
Mar. 16	Read third time and passed 40-0	798
Mar. 19	Correctly enrolled	874
Mar. 19	Signed by President	875
Mar. 20	Presented to Governor	889
Mar. 23	Approved by Governor	942

LEGISLATIVE BILL NO. 108. By Armstrong.

Jan. 27	Read first time	210
Jan. 28	Read second time. Referred to Committee on Government	226
Feb. 25	Placed on General File	536
Mar. 2	Referred for review	600
Mar. 9	Placed on Select File	665
Mar. 10	Select File. Referred for engrossment	690, 692
Mar. 15	Replaced on Select File	756
Mar. 15	Select File. Re-referred for engrossment	756, 761
Mar. 16	Correctly engrossed	786
Mar. 18	Read third time and passed 37-0	856
Mar. 22	Correctly enrolled	888
Mar. 22	Signed by President	890
Mar. 23	Presented to Governor	900
Mar. 26	Approved by Governor	1003

LEGISLATIVE BILL NO. 109. By Diers.

Jan. 27	Read first time	210
Jan. 28	Read second time. Referred to Committee on Government	226
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 110. By Knickrehm.

Jan. 28	Read first time	221
Jan. 29	Read second time. Referred to Committee on Government	232
Feb. 10	Re-referred to Committee on Appropriations	327

		Page
Mar. 26	Indefinitely postponed	979
Apr. 6	Motion	1123

LEGISLATIVE BILL NO. 111. By J. B. Peterson.

Jan. 28	Read first time	221
Jan. 29	Read second time. Referred to Committee on Government	232
Feb. 18	Placed on General File	477
Mar. 1	Referred for review	588
Mar. 22	Placed on Select File	883
Mar. 23	Select File. Re-referred to Committee on Government	906, 907
Mar. 25	Replaced on General File	957
Mar. 31	Re-referred for review	1063
Apr. 9	Replaced on Select File	1156
Apr. 12	Select File. Held for opinion	1173, 1175
Apr. 23	Select File. Referred for engrossment	1340, 1342
Apr. 26	Correctly engrossed	1354
Apr. 28	Read third time and passed 28-8	1406
Apr. 29	Correctly enrolled	1423
Apr. 29	Signed by President	1423
Apr. 30	Presented to Governor	1451
May 4	Approved by Governor	1496

LEGISLATIVE BILL NO. 112. By Brodecky, Miller.

Jan. 28	Read first time	222
Jan. 29	Read second time. Referred to Committee on Education	232
Mar. 31	Placed on General File	1034
May 5	Motion	1515, 1516
May 6	Motion	1532
May 7	Referred for review	1564
May 8	Placed on Select File	1586
May 8	Select File. Referred for engrossment	1589, 1590
May 11	Correctly engrossed	1629
May 13	Read third time and passed 28-2	1696
May 14	Correctly enrolled	1719
May 14	Signed by President	1719
May 14	Presented to Governor	1726
May 15	Approved by Governor	1738

LEGISLATIVE BILL NO. 113. By Carsten.

Jan. 28	Read first time	222
Jan. 29	Read second time. Referred to Committee on Commerce and Communications	232

		Page
Feb. 26	Indefinitely postponed	547

LEGISLATIVE BILL NO. 114. By Gantz.

Jan. 28	Read first time	222
Jan. 29	Read second time. Referred to Committee on Education	232
Mar. 16	Indefinitely postponed	766

LEGISLATIVE BILL NO. 115. By Gantz.

Jan. 28	Read first time	222
Jan. 29	Read second time. Referred to Committee on Judiciary	232
Feb. 18	Placed on General File	478
Feb. 25	Referred for review	542
Mar. 5	Placed on Select File	638
Mar. 8	Select File. Referred for engrossment	657, 658
Mar. 10	Correctly engrossed	687
Mar. 15	Read third time and passed 33-0	753
Mar. 19	Correctly enrolled	874
Mar. 19	Signed by President	875
Mar. 20	Presented to Governor	889
Mar. 23	Approved by Governor	951

LEGISLATIVE BILL NO. 116. By Gantz.

Jan. 28	Read first time	222
Jan. 29	Read second time. Referred to Committee on Agriculture	233
Mar. 19	Indefinitely postponed	872

LEGISLATIVE BILL NO. 117. By Brandt.

Jan. 28	Read first time	222
Jan. 29	Read second time. Referred to Committee on Education	233
Feb. 23	Placed on General File	498
Mar. 1	Referred for review	589
Mar. 4	Placed on Select File	619
Mar. 5	Select File. Referred for engrossment	643
Mar. 5	Action reconsidered. Re-referred for engrossment	645, 646
Mar. 8	Correctly engrossed	651
Mar. 11	Read third time and passed 39-0	710
Mar. 15	Correctly enrolled	750
Mar. 15	Signed by President	750
Mar. 15	Presented to Governor	786
Mar. 20	Approved by Governor	890

LEGISLATIVE BILL NO. 118. By Miller et al.

		Page
Jan. 28	Read first time	223
Jan. 29	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	233
Mar. 24	Placed on General File	910
Apr. 15	Re-referred to Committee on Public Health and Miscellaneous Subjects	1233
Apr. 21	Placed on General File	1287
May 5	Motion	1515, 1516
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 119. By Worthing et al.

Jan. 28	Read first time	224
Jan. 29	Read second time. Referred to Committee on Revenue	233
Mar. 30	Indefinitely postponed	1020
Mar. 30	Placed on General File	1020
May 5	Motion	1517
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 120. By Worthing et al.

Jan. 28	Read first time	224
Jan. 29	Read second time. Referred to Committee on Revenue	233
Mar. 30	Indefinitely postponed	1020
Mar. 30	Placed on General File	1020
May 5	Motion	1517
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 121. By Worthing et al.

Jan. 28	Read first time	224
Jan. 29	Read second time. Referred to Committee on Revenue	233
Mar. 30	Indefinitely postponed	1020
Mar. 30	Placed on General File	1020
May 5	Motion	1517
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 122. By Dafoe, Dunn.

Jan. 29	Read first time	231
Feb. 1	Read second time. Referred to Committee on Judiciary	241
Feb. 15	Placed on General File	374
Feb. 18	Referred to Legislative File	483
Feb. 22	Rules suspended	493

		Page
Feb. 23	Legislative File. Referred for review	509
Feb. 25	Placed on Select File	533
Feb. 26	Select File. Referred for engrossment	555
Mar. 3	Replaced on Select File	607
Mar. 3	Select File. Re-referred for engrossment	609, 610
Mar. 4	Correctly engrossed	620
Mar. 8	Read third time and passed 39-0	654
Mar. 10	Correctly enrolled	687
Mar. 10	Signed by President	693
Mar. 10	Presented to Governor	705
Mar. 13	Approved by Governor	762

LEGISLATIVE BILL NO. 123. By Neubauer.

Jan. 29	Read first time	232
Feb. 1	Read second time. Referred to Committee on Revenue	241
Feb. 27	Placed on General File	570
Mar. 4	Referred for review	625
Mar. 9	Placed on Select File	666
Mar. 10	Select File. Referred for engrossment	691, 692
Mar. 11	Correctly engrossed	705
Mar. 16	Read third time and passed 31-7	792
Mar. 19	Correctly enrolled	874
Mar. 19	Signed by President	875
Mar. 20	Presented to Governor	889
Mar. 23	Approved by Governor	942

LEGISLATIVE BILL NO. 124. By Brady.

Jan. 29	Read first time	232
Feb. 1	Read second time. Referred to Committee on Judiciary	242
Feb. 15	Placed on General File	374
Feb. 19	Placed on Legislative File	488
Feb. 22	Rules suspended	493
Feb. 24	Legislative File. Referred for review	520, 521
Mar. 5	Placed on Select File	636
Mar. 8	Select File. Referred for engrossment	656, 658
Mar. 9	Correctly engrossed	666
Mar. 12	Read third time and passed 37-0	737
Mar. 15	Correctly enrolled	750
Mar. 15	Signed by President	750
Mar. 15	Presented to Governor	786
Mar. 20	Approved by Governor	890

LEGISLATIVE BILL NO. 125. By Thomas.

		Page
Feb. 1	Read first time	240
Feb. 2	Read second time. Referred to Committee on Commerce and Communications	248
Feb. 17	Placed on General File	459
Feb. 24	Referred for review	523
Feb. 26	Placed on Select File	553
Mar. 1	Select File. Referred for engrossment	588
Mar. 3	Replaced on Select File	608
Mar. 3	Select File. Referred for engrossment	610
Mar. 4	Correctly engrossed	620
Mar. 9	Replaced on General File	668
Mar. 9	Re-referred for re-engrossment	671
Mar. 11	Correctly re-engrossed	705
Mar. 16	Read third time and passed 36--0	792
Mar. 17	Correctly enrolled	816
Mar. 18	Signed by President	855
Mar. 19	Presented to Governor	875
Mar. 24	Approved by Governor	970

LEGISLATIVE BILL NO. 126. By Thomas.

Feb. 1	Read first time	240
Feb. 2	Read second time. Referred to Committee on Judiciary	248
Feb. 16	Placed on General File	435
Feb. 19	Placed on Legislative File	488
Feb. 22	Rules suspended	493
Feb. 24	Legislative File. Referred for review	520, 521
Feb. 26	Placed on Select File	551
Mar. 1	Select File. Referred for engrossment	586, 588
Mar. 3	Replaced on Select File	608
Mar. 3	Select File. Referred for engrossment	609, 610
Mar. 4	Correctly engrossed	620
Mar. 8	Read third time and passed 36-2	655
Mar. 10	Correctly enrolled	687
Mar. 10	Signed by President	693
Mar. 10	Presented to Governor	705
Mar. 12	Approved by Governor	737

LEGISLATIVE BILL NO. 127. By Regan, Knickrehm.

Feb. 1	Read first time	240
Feb. 2	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	248
Mar. 10	Indefinitely postponed	675

LEGISLATIVE BILL NO. 128. By J. B. Peterson.

		Page
Feb. 1	Read first time	240
Feb. 2	Read second time. Referred to Committee on Government	248
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 129. By Murphy.

		Page
Feb. 1	Read first time	240
Feb. 2	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	248
Feb. 25	Placed on General File	530
Mar. 2	Referred for review	598
Mar. 9	Placed on Select File	664
Mar. 10	Select File. Referred for engrossment	689, 692
Mar. 12	Correctly engrossed	736
Mar. 16	Replaced on General File	796
Mar. 17	Select File. Referred for re-engrossment	825
Mar. 22	Correctly re-engrossed	888
Mar. 25	Read third time and passed 37-0	971
Mar. 26	Correctly enrolled	982
Mar. 26	Signed by President	991
Mar. 27	Presented to Governor	1002
Mar. 27	Approved by Governor	1009

LEGISLATIVE BILL NO. 130. By Gantz.

		Page
Feb. 1	Read first time	240
Feb. 2	Read second time. Referred to Committee on Revenue	248
Apr. 16	Indefinitely postponed	1241

LEGISLATIVE BILL NO. 131. By Haycock et al.

		Page
Feb. 1	Read first time	241
Feb. 2	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	248
Mar. 12	Placed on General File	718
Apr. 7	Referred for review	1135
Apr. 14	Placed on Select File	1202
Apr. 15	Select File. Referred for engrossment	1233
Apr. 16	Correctly engrossed	1244
Apr. 20	Read third time and passed 38-3	1276
Apr. 21	Correctly enrolled	1293
Apr. 21	Signed by President	1294
Apr. 22	Presented to Governor	1312
Apr. 23	Approved by Governor	1344

Page

LEGISLATIVE BILL NO. 132. By E. A. Adams et al.

Feb. 1	Read first time	241
Feb. 2	Read second time. Referred to Committee on Judiciary	248
Mar. 26	Indefinitely postponed	979

LEGISLATIVE BILL NO. 133. By Cady.

Feb. 2	Read first time	246
Feb. 3	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	256
Feb. 26	Placed on General File	550
Mar. 2	Referred for review	601
Mar. 9	Placed on Select File	666
Mar. 10	Select File. Referred for engrossment	690, 692
Mar. 15	Correctly engrossed	749
Mar. 17	Read third time and passed 34-1	819
Mar. 19	Correctly enrolled	874
Mar. 19	Signed by President	875
Mar. 20	Presented to Governor	889
Mar. 23	Approved by Governor	908

LEGISLATIVE BILL NO. 134. By Nuernberger.

Feb. 2	Read first time	246
Feb. 3	Read second time. Referred to Committee on Public Highways and Bridges	256
Mar. 26	Placed on General File	980
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 135. By Comstock.

Feb. 2	Read first time	246
Feb. 3	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	256
Feb. 24	Indefinitely postponed	515
Apr. 15	Motion	1235

LEGISLATIVE BILL NO. 136. By John Adams, Jr.

Feb. 2	Read first time	246
Feb. 3	Read second time. Referred to Committee on Labor and Public Welfare	256
Mar. 25	Placed on General File	958
Mar. 25	Motion	976
Mar. 26	Indefinitely postponed	991
Mar. 30	Reconsidered	1026
Mar. 30	Indefinitely postponed	1027

LEGISLATIVE BILL NO. 137. By Diers et al.

		Page
Feb. 2	Read first time	246
Feb. 3	Read second time. Referred to Committee on Judiciary	257
Feb. 10	Re-referred to Committee on Public Health and Miscellaneous Subjects	327
Mar. 12	Placed on General File	718
Apr. 8	Referred for review	1146
Apr. 15	Placed on Select File	1225
Apr. 16	Select File. Referred for engrossment	1249, 1250
Apr. 19	Correctly engrossed	1260
Apr. 21	Read third time and passed 36-4	1299
Apr. 22	Correctly enrolled	1312
Apr. 22	Signed by President	1312
Apr. 23	Presented to Governor	1329
Apr. 23	Approved by Governor	1344

LEGISLATIVE BILL NO. 138. By Diers et al.

Feb. 2	Read first time	247
Feb. 3	Read second time. Referred to Committee on Education	257
Mar. 31	Placed on General File	1034
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 139. By Diers.

Feb. 3	Read first time	252
Feb. 4	Read second time. Referred to Committee on Judiciary	263
Feb. 19	Placed on General File	487
Mar. 1	Referred for review	589
Mar. 9	Placed on Select File	662
Mar. 10	Select File. Referred for engrossment	688, 691
Mar. 12	Correctly engrossed	736
Mar. 16	Read third time and passed 36-2	795
Mar. 19	Correctly enrolled	874
Mar. 19	Signed by President	875
Mar. 20	Presented to Governor	889
Mar. 23	Approved by Governor	908

LEGISLATIVE BILL NO. 140. By Brodecky.

Feb. 3	Read first time	252
Feb. 4	Read second time. Referred to Committee on Government	263
Mar. 18	Placed on General File	853

		Page
Apr. 19	Referred for review	1268
Apr. 22	Placed on Select File	1311
Apr. 23	Select File. Referred for engrossment	1334, 1341
Apr. 27	Correctly engrossed	1381
Apr. 29	Read third time and passed 33-1	1426
Apr. 30	Correctly enrolled	1438
Apr. 30	Signed by President	1438
May 4	Presented to Governor	1478
May 5	Approved by Governor	1530

LEGISLATIVE BILL NO. 141. By Diers.

Feb. 3	Read first time	253
Feb. 4	Read second time. Referred to Committee on Government	264
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 142. By Brandt.

Feb. 3	Read first time	253
Feb. 4	Read second time. Referred to Committee on Irrigation and Water Power	264
Feb. 11	Indefinitely postponed	331

LEGISLATIVE BILL NO. 143. By Brandt, Armstrong.

Feb. 3	Read first time	253
Feb. 4	Read second time. Referred to Committee on Revenue	264
Feb. 24	Placed on General File	518
Feb. 26	Placed at head of General File	558
Mar. 2	Referred for review	597
Mar. 9	Placed on Select File	663
Mar. 10	Select File. Referred for engrossment	689, 691
Mar. 15	Correctly engrossed	749
Mar. 17	Read third time and passed 32-2	817
Mar. 22	Correctly enrolled	888
Mar. 22	Signed by President	890
Mar. 23	Presented to Governor	900
Mar. 23	Approved by Governor	908

LEGISLATIVE BILL NO. 144. By Brady, Dafoe.

Feb. 3	Read first time	253
Feb. 4	Read second time. Referred to Committee on Judiciary	264
Mar. 26	Placed on General File	979
Apr. 21	Reported for Sifting File. Referred for review	1294, 1305

		Page
Apr. 27	Placed on Select File	1376
Apr. 28	Select File. Referred for engrossment	1415, 1417
Apr. 30	Correctly engrossed	1438
May 4	Read third time and passed 41-0	1485
May 6	Correctly enrolled	1529
May 6	Signed by President	1530
May 10	Presented to Governor	1598
May 11	Approved by Governor	1654

LEGISLATIVE BILL NO. 145. By Dafoe et al.

Feb. 3	Read first time	254
Feb. 4	Read second time. Referred to Committee on Appropriations	264
Feb. 15	Withdrawn	433

LEGISLATIVE BILL NO. 146. By Thomas.

Feb. 3	Read first time	254
Feb. 4	Read second time. Referred to Committee on Judiciary	264
Feb. 18	Placed on General File	478
Feb. 25	Referred for review	542
Mar. 5	Placed on Select File	638
Mar. 8	Select File. Referred for engrossment	657, 658
Mar. 10	Correctly engrossed	687
Mar. 15	Read third time and passed 40-0	753
Mar. 22	Correctly enrolled	888
Mar. 22	Signed by President	890
Mar. 23	Presented to Governor	900
Mar. 26	Approved by Governor	1003

LEGISLATIVE BILL NO. 147. By Dunn et al.

Feb. 3	Read first time	254
Feb. 4	Read second time. Referred to Committee on Public Highways and Bridges	264
Apr. 1	Motion	1077
Apr. 5	Placed on General File	1102
Apr. 5	Motion	1108
Apr. 12	Referred for review	1177
Apr. 26	Placed on Select File	1347
Apr. 28	Select File. Referred for engrossment	1411, 1417
Apr. 29	Replaced on Select File	1430
Apr. 29	Select File. Re-referred for engrossment	1431
May 3	Replaced on Select File	1467
May 4	Select File. Referred for engrossment	1498, 1501
May 5	Correctly re-engrossed	1525

		Page
May 7	Read third time and passed 32-9	1550
May 8	Correctly enrolled	1586
May 8	Signed by President	1586
May 10	Presented to Governor	1598
May 11	Approved by Governor	1654

LEGISLATIVE BILL NO. 148. By Dunn et al.

Feb. 3	Read first time	255
Feb. 4	Read second time. Referred to Committee on Public Highways and Bridges	264
Apr. 1	Motion	1077
Apr. 21	Indefinitely postponed	1290

LEGISLATIVE BILL NO. 149. By Regan et al.

Feb. 3	Read first time	256
Feb. 4	Read second time. Referred to Committee on Judiciary	264
Feb. 25	Indefinitely postponed	536
Feb. 27	Motion not to concur	570

LEGISLATIVE BILL NO. 150. By J. Adams, Jr. et al.

Feb. 4	Read first time	261
Feb. 5	Read second time. Referred to Committee on Labor and Public Welfare	274
Mar. 19	Indefinitely postponed	872

LEGISLATIVE BILL NO. 151. By Knickrehm.

Feb. 4	Read first time	261
Feb. 5	Read second time. Referred to Committee on Government	274
Mar. 25	Placed on General File	954
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 152. By Gantz.

Feb. 4	Read first time	261
Feb. 5	Read second time. Referred to Committee on Judiciary	274
Feb. 18	Placed on General File	478
Feb. 25	Referred for review	542
Mar. 5	Placed on Select File	638
Mar. 8	Select File. Referred for engrossment	657, 658
Mar. 10	Correctly engrossed	687
Mar. 15	Read third time and passed 29-0	754
Mar. 17	Correctly enrolled	816
Mar. 18	Signed by President	855

		Page
Mar. 19	Presented to Governor	875
Mar. 23	Approved by Governor	908

LEGISLATIVE BILL NO. 153. By Reynolds et al.

Feb. 4	Read first time	262
Feb. 5	Read second time. Referred to Committee on Government	274
Mar. 29	Placed on General File	1000
May 6	Motion	1532
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 154. By Regan, Slepicka.

Feb. 4	Read first time	262
Feb. 5	Read second time. Referred to Committee on Labor and Public Welfare	274
Mar. 19	Indefinitely postponed	872

LEGISLATIVE BILL NO. 155. By J. B. Peterson.

Feb. 4	Read first time	262
Feb. 5	Read second time. Referred to Committee on Government	274
Mar. 11	Indefinitely postponed	699

LEGISLATIVE BILL NO. 156. By Dafoe.

Feb. 4	Read first time	262
Feb 5	Read second time. Referred to Committee on Judiciary	274
Feb. 25	Indefinitely postponed	536

LEGISLATIVE BILL NO. 157. By Dafoe.

Feb. 4	Read first time	263
Feb. 5	Read second time. Referred to Committee on Judiciary	274
Feb. 26	Placed on General File	547
Mar. 2	Referred for review	601
Mar. 9	Placed on Select File	665
Mar. 10	Select File. Referred for engrossment	690, 692
Mar. 15	Replaced on Select File	756
Mar. 15	Select File. Re-referred for engrossment	756, 761
Mar. 16	Corerctly engrossed	786
Mar. 18	Read third time and passed 35-0	857
Mar. 22	Correctly enrolled	888
Mar. 22	Signed by President	890
Mar. 23	Presented to Governor	900
Mar. 23	Approved by Governor	951

LEGISLATIVE BILL NO. 158. By Wells et al.

		Page
Feb. 4	Read first time	263
Feb. 5	Read second time. Referred to Committee on Public Highways and Bridges	274
Feb. 19	Placed on General File	487
Feb. 19	Placed at head of General File	489
Feb. 23	Referred for review	509
Feb. 24	Rules suspended. Placed on Select File	523, 524
Feb. 24	Referred for engrossment	525
Feb. 25	E. & R. report adopted	543, 544
Feb. 25	Correctly engrossed	544
Feb. 27	Motion	571
Feb. 27	Replaced on General File. Referred for re-engrossment	572, 580
Feb. 27	Replaced on third reading file	581
Feb. 27	Correctly re-engrossed	582
Mar. 2	Read third time and failed of passage with emergency clause 23-19	594
Mar. 2	Read third time and failed of passage without emergency clause 1-36	597
Mar. 4	Action reconsidered; placed on Third Reading File	621
Mar. 9	Re-referred to Committee on Public Highways and Bridges	668
Mar. 10	Replaced on General File	675
Mar. 11	Re-referred to Committee on Public Highways and Bridges	712
Mar. 12	Replaced on General File	723
Mar. 12	Motion	739
Mar. 16	Re-referred to Committee on Public Highways and Bridges	787
Mar. 17	Replaced on General File	814
Mar. 18	Placed at head of General File	855
Mar. 18	Referred for re-engrossment	864
Mar. 19	Correctly re-engrossed	874
Mar. 23	Motion	902
Mar. 23	Read third time and passed 34-9	903
Mar. 24	Correctly enrolled	942
Mar. 24	Signed by President	942
Mar. 24	Presented to Governor	942
Mar. 24	Approved by Governor	952

LEGISLATIVE BILL NO. 159. By Von Seggern.

Feb. 5	Read first time	270

		Page
Feb. 8	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects........	293
Mar. 24	Indefinitely postponed........	938
Mar. 25	Motion	970
Mar. 26	Motion	992

LEGISLATIVE BILL NO. 160. By Nuernberger.

Feb. 5	Read first time........	270
Feb. 8	Read second time. Referred to Committee on Commerce and Communications........	293
Feb. 16	Withdrawn	437

LEGISLATIVE BILL NO. 161. By Strong

Feb. 5	Read first time........	270
Feb. 8	Read second time. Referred to Committee on Claims and Deficiencies........	293
Feb. 16	Placed on General File........	435
Feb. 19	Placed on Legislative File........	488
Feb. 22	Rules suspended........	493
Feb. 24	Legislative File. Referred for review........	521
Mar. 5	Placed on Select File........	636
Mar. 8	Select File. Referred for engrossment........	656, 658
Mar. 10	Placed on Select File........	676
Mar. 10	Select File. Referred for engrossment........	688, 691
Mar. 11	Correctly engrossed........	705
Mar. 16	Read third time and failed of passage with emergency clause 18-17........	790
Mar. 16	Read third time and failed of passage with emergency clause stricken 15-19........	791
Mar. 18	Motion	856

LEGISLATIVE BILL NO. 162. By Diers.

Feb. 5	Read first time........	271
Feb. 8	Read second time. Referred to Committee on Government	293
May 15	Adjourned sine die........	1743

LEGISLATIVE BILL NO. 163. By Neubauer.

Feb. 5	Read first time........	271
Feb. 8	Read second time. Referred to Committee on Appropriations	293
Feb. 19	Placed on General File........	486
Mar. 1	Referred for review........	589
Mar. 22	Placed on Select File........	884
Mar. 23	Select File. Referred for engrossment........	906, 907

		Page
Mar. 25	Correctly engrossed	969
Mar. 29	Read third time and passed 32-6	1005
Mar. 30	Correctly enrolled	1021
Mar. 30	Signed by President	1021
Mar. 31	Presented to Governor	1055
Apr. 1	Approved by Governor	1074

LEGISLATIVE BILL NO. 164. By Neubauer et al.

Feb. 5	Read first time	271
Feb. 8	Read second time. Referred to Committee on Revenue	293
Apr. 16	Indefinitely postponed	1241
Apr. 20	Action reconsidered. Placed on General File	1272
May 4	Motion	1497
May 5	Motion	1515
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 165. By Gantz.

Feb. 5	Read first time	271
Feb. 8	Read second time. Referred to Committee on Government	294
Mar. 18	Placed on General File	854
Apr. 16	Referred for review	1255
Apr. 21	Placed on Select File	1293
Apr. 22	Select File. Referred for engrossment	1322, 1323
Apr. 23	Correctly engrossed	1328
Apr. 27	Read third time and passed 29-10	1387
Apr. 28	Correctly enrolled	1401
Apr. 28	Signed by President	1401
Apr. 30	Presented to Governor	1438
May 4	Approved by Governor	1478

LEGISLATIVE BILL NO. 166. By Gantz.

Feb. 5	Read first time	272
Feb. 8	Read second time. Referred to Committee on Government	294
Mar. 18	Indefinitely postponed	850

LEGISLATIVE BILL NO. 167. By Haycock.

Feb. 5	Read first time	272
Feb. 8	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	294
Feb. 26	Placed on General File	551
Mar. 2	Referred for review	602
Mar. 9	Placed on Select File	666

			Page
Mar.	10	Select File. Referred for engrossment	690, 692
Mar.	12	Correctly engrossed	736
Mar.	16	Read third time and passed 40-0	799
Mar.	19	Correctly enrolled	874
Mar.	19	Signed by President	875
Mar.	20	Presented to Governor	889
Mar.	23	Approved by Governor	908

LEGISLATIVE BILL NO. 168. By Miller et al.

Feb.	5	Read first time	272
Feb.	8	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	294
Mar.	10	Placed on General File	675
Mar.	22	Referred for review	896
Mar.	31	Placed on Select File	1053
Apr.	1	Select File. Referred for engrossment	1075, 1077
Apr.	2	Correctly engrossed	1093
Apr.	6	Read third time and passed 40-0	1118
Apr.	7	Correctly enrolled	1129
Apr.	8	Signed by President	1141
Apr.	8	Presented to Governor	1157
Apr.	8	Approved by Governor	1157

LEGISLATIVE BILL NO. 169. By Neubauer et al.

Feb.	5	Read first time	272
Feb.	8	Read second time. Referred to Committee on Appropriations	294
Mar.	8	Placed on General File	650
Mar.	24	Referred for reveiw	950
Mar.	31	Placed on Select File	1053
Apr.	1	Select File. Referred for engrossment	1076, 1077
Apr.	2	Correctly engrossed	1093
Apr.	6	Read third time and passed 40-0	1119
Apr.	7	Correctly enrolled	1129
Apr.	7	Signed by President	1135
Apr.	7	Presented to Governor	1140
Apr.	8	Approved by Governor	1157

LEGISLATIVE BILL NO. 170. By Slepicka.

Feb.	5	Read first time	273
Feb.	8	Read second time. Referred to Committee on Government	294
Mar.	18	Indefinitely postponed	850

LEGISLATIVE BILL NO. 171. By Diers.

		Page
Feb. 5	Read first time	273
Feb. 8	Read second time. Referred to Committee on Judiciary	294
Mar. 26	Indefinitely postponed	979

LEGISLATIVE BILL NO. 172. By Murphy.

Feb. 5	Read first time	273
Feb. 8	Read second time. Referred to Committee on Revenue	294
Mar. 11	Placed on General File	703
Mar. 31	Referred for review	1064
Apr. 7	Placed on Select File	1127
Apr. 8	Select File. Referred for engrossment	1143, 1145
Apr. 9	Correctly engrossed	1157
Apr. 13	Read third time and failed of passage with emergency clause 26-12	1189
Apr. 13	Read third time and passed with emergency clause stricken 26-9	1190
Apr. 14	Correctly enrolled	1204
Apr. 14	Signed by President	1204
Apr. 14	Presented to Governor	1226
Apr. 19	Vetoed by Governor	1271

LEGISLATIVE BILL NO. 173. By Dafoe et al.

Feb. 8	Read first time	286
Feb. 9	Read second time. Referred to Committee on Government	305
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 174. By McMahon.

Feb. 8	Read first time	286
Feb. 9	Read second time. Referred to Committee on Labor and Public Welfare	305
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 175. By Cady.

Feb. 8	Read first time	286
Feb. 9	Read second time. Referred to Committee on Agriculture	306
Feb. 17	Placed on General File	458
Feb. 26	Referred for review	557
Mar. 5	Placed on Select File	639
Mar. 8	Select File. Referred for engrossment	658

Date	Action	Page
Mar. 10	Correctly engrossed	687
Mar. 15	Read third time and passed 34-0	755
Mar. 17	Correctly enrolled	816
Mar. 18	Signed by President	855
Mar. 19	Presented to Governor	875
Mar. 20	Approved by Governor	890

LEGISLATIVE BILL NO. 176. By Neubauer (By request)

Date	Action	Page
Feb. 8	Read first time	287
Feb. 9	Read second time. Referred to Committee on Agriculture	306
Feb. 17	Placed on General File	458
Feb. 26	Referred for review	557
Mar. 12	Placed on Select File	724
Mar. 15	Select File. Referred for engrossment	757, 761
Mar. 17	Correctly engrossed	816
Mar. 19	Read third time and passed 36-0	876
Mar. 22	Correctly enrolled	889
Mar. 22	Signed by President	890
Mar. 23	Presented to Governor	900
Mar. 26	Approved by Governor	1003

LEGISLATIVE BILL NO. 177. By Slepicka (By request)

Date	Action	Page
Feb. 8	Read first time	287
Feb. 9	Read second time. Referred to Committee on Commerce and Communications	306
Mar. 19	Indefinitely postponed	868

LEGISLATIVE BILL NO. 178. By Slepicka (By request)

Date	Action	Page
Feb. 8	Read first time	287
Feb. 9	Read second time. Referred to Committee on Commerce and Communications	306
Mar. 17	Placed on General File	803
Mar. 26	Re-referred to Committee on Commerce and Communications	992
Mar. 31	Re-placed on General File	1035
Apr. 1	Motion	1077
Apr. 6	Referred for review	1121
Apr. 21	Placed on Select File	1290
Apr. 22	Select File. Referred for engrossment	1320, 1323
Apr. 26	Correctly engrossed	1354
Apr. 28	Read third time and failed of passage with emergency clause 23-17	1402
Apr. 28	Read third time and passed with emergency clause stricken 24-17	1403

		Page
Apr. 29	Correctly enrolled	1423
Apr. 29	Signed by President	1423
Apr. 30	Presented to Governor	1451
May 4	Approved by Governor	1478

LEGISLATIVE BILL NO. 179. By W. R. Johnson et al.

Feb. 8	Read first time	287
Feb. 9	Read second time. Referred to Committee on Judiciary	306
Feb. 23	Placed on General File	497
Mar. 3	Referred for review	610
Mar. 9	Placed on Select File	666
Mar. 10	Select File. Referred for engrossment	691, 692
Mar. 12	Correctly engrossed	736
Mar. 16	Read third time and passed 32-9	800
Mar. 19	Correctly enrolled	874
Mar. 19	Signed by President	875
Mar. 20	Presented to Governor	889
Mar. 23	Approved by Governor	908

LEGISLATIVE BILL NO. 180. By Slepicka (By request).

Feb. 8	Read first time	288
Feb. 9	Read second time. Referred to Committee on Commerce and Communications	306
Mar. 24	Indefinitely postponed	910

LEGISLATIVE BILL NO. 181. By Neubauer (By request).

Feb. 8	Read first time	288
Feb. 9	Read second time. Referred to Committee on Agriculture	306
Feb. 25	Placed on General File	529
Mar. 1	Indefinitely postponed	591
Mar. 3	Action reconsidered; placed on General File	604
Mar. 9	Indefinitely postponed	671

LEGISLATIVE BILL NO. 182. By Norton et al.

Feb. 8	Read first time	288
Feb. 9	Read second time. Referred to Committee on Government	306
Mar. 11	Placed on General File	699
Apr. 16	Referred for review	1250
Apr. 21	Placed on Select File	1293
Apr. 22	Select File. Referred for engrossment	1323
Apr. 23	Correctly engrossed	1328
Apr. 27	Read third time and passed 32-8	1385

		Page
Apr. 28	Correctly enrolled	1401
Apr. 28	Signed by President	1401
Apr. 30	Presented to Governor	1438
May 3	Approved by Governor	1478

LEGISLATIVE BILL NO. 183. By Ashmore.

Feb. 8	Read first time	288
Feb. 9	Read second time. Referred to Committee on Government	306
Mar. 18	Placed on General File	850
Apr. 15	Referred for review	1236
Apr. 21	Placed on Select File	1292
Apr. 22	Select File. Referred for engrossment	1322, 1323
Apr. 23	Correctly engrossed	1328
Apr. 27	Read third time and passed 41-0	1384
Apr. 28	Correctly enrolled	1401
Apr. 28	Signed by President	1401
Apr. 30	Presented to Governor	1438
May 3	Approved by Governor	1478

LEGISLATIVE BILL NO. 184. By Gantz.

Feb. 8	Read first time	289
Feb. 9	Read second time. Referred to Committee on Education	306
Mar. 31	Indefinitely postponed	1034

LEGISLATIVE BILL NO. 185. By Gantz.

Feb. 8	Read first time	289
Feb. 9	Read second time. Referred to Committee on Judiciary	306
Mar. 26	Indefinitely postponed	979

LEGISLATIVE BILL NO. 186. By Gantz.

Feb. 8	Read first time	289
Feb. 9	Read second time. Referred to Committee on Government	307
Mar. 25	Indefinitely postponed	954

LEGISLATIVE BILL NO. 187. By Gantz.

Feb. 8	Read first time	289
Feb. 9	Read second time. Referred to Committee on Judiciary	307
Mar. 30	Placed on General File	1019
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 188. By Worthing.

			Page
Feb.	8	Read first time	290
Feb.	9	Read second time. Referred to Committee on Claims and Deficiencies	307
Feb.	25	Placed on General File	530
Mar.	1	Referred for review	591
Mar.	12	Placed on Select File	731
Mar.	15	Select File. Referred for engrossment	759, 761
Mar.	16	Correctly engrossed	786
Mar.	18	Read third time and passed 29-9	859
Mar.	22	Correctly enrolled	888
Mar.	22	Signed by President	890
Mar.	23	Presented to Governor	900
Mar.	29	Vetoed by Governor	1009
Mar.	29	Failed of passage over Governor's veto 4-21	1010

LEGISLATIVE BILL NO. 189. By Dunn.

Feb.	8	Read first time	290
Feb.	9	Read second time. Referred to Committee on Labor and Public Welfare	307
Mar.	25	Placed on General File	958
Mar.	25	Motion	976
Mar.	30	Referred for review	1025
Apr.	9	Placed on Select File	1152
Apr.	12	Select File. Replaced on General File	1171, 1172
Apr.	12	Referred for engrossment	1176
Apr.	16	Replaced on Select File	1243
Apr.	16	Select File. Referred for engrossment	1248, 1249
Apr.	19	Correctly engrossed	1260
Apr.	21	Read third time and passed 38-2	1295
Apr.	26	Correctly enrolled	1354
Apr.	26	Signed by President	1354
Apr.	30	Presented to Governor	1438
Apr.	30	Approved by Governor	1447

LEGISLATIVE BILL NO. 190. By Dunn.

Feb.	8	Read first time	291
Feb.	9	Read second time. Referred to Committee on Judiciary	307
Feb.	23	Indefinitely postponed	497
Feb.	24	Action reconsidered. Re-referred to Committee on Judiciary	521
Feb.	26	Placed on General File	547
Mar.	2	Referred for review	601

		Page
Mar. 12	Placed on Select File	733
Mar. 17	Legislative File. Referred for engrossment	822, 825
Mar. 18	Placed on Select File	855
Mar. 18	Select File. Re-referred for engrossment	863, 864
Mar. 22	Correctly engrossed	888
Mar. 24	Read third time and passed 33-3	946
Mar. 25	Correctly enrolled	970
Mar. 25	Signed by President	971
Mar. 25	Presented to Governor	982
Mar. 26	Approved by Governor	1003

LEGISLATIVE BILL NO. 191. By Committee on Appropriations.

Feb. 8	Read first time	291
Feb. 9	Read second time. Referred to Committee on Appropriations	307
Feb. 11	Placed on General File	331
Feb. 11	Rules suspended; referred for engrossment	331
Feb. 12	Correctly engrossed	351
Feb. 16	Read third time and passed 41-0	455
Feb. 17	Correctly enrolled	460
Feb. 17	Signed by President	471
Feb. 17	Presented to Governor	478
Feb. 18	Approved by Governor	485

LEGISLATIVE BILL NO. 192. By J. B. Peterson.

Feb. 8	Read first time	292
Feb. 9	Read second time. Referred to Committee on Judiciary	307
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 193. By Cady et al.

Feb. 8	Read first time	292
Feb. 9	Read second time. Referred to Committee on Government	307
Mar. 18	Indefinitely postponed	850

LEGISLATIVE BILL NO. 194. By Cady, Slepicka.

Feb. 8	Read first time	292
Feb. 9	Read second time. Referred to Committee on Agriculture	307
Mar. 8	Placed on General File	648
Mar. 19	Referred for review	879
Mar. 25	Placed on Select File	969
Mar. 26	Select File. Referred for engrossment	989, 991
Mar. 29	Correctly engrossed	1002

		Page
Mar. 31	Read third time and passed 31-7	1059
Apr. 1	Correctly enrolled	1068
Apr. 1	Signed by President	1068
Apr. 1	Presented to Governor	1094
Apr. 3	Approved by Governor	1103

LEGISLATIVE BILL NO. 195. By Diers.

Feb. 8	Read first time	292
Feb. 9	Read second time. Referred to Committee on Labor and Public Welfare	307
Mar. 19	Indefinitely postponed	872

LEGISLATIVE BILL NO. 196. By Frost et al.

Feb. 8	Read first time	293
Feb. 9	Read second time. Referred to Committee on Judiciary	307
Feb. 23	Placed on General File	497
Mar. 1	Referred for review	589
Mar. 12	Placed on Select File	725
Mar. 15	Select File. Referred for engrossment	757, 761
Mar. 16	Correctly engrossed	786
Mar. 22	Replaced on General File	890
Mar. 22	Referred for re-engrossment	896
Mar. 23	Correctly re-engrossed	900
Mar. 25	Read third time and passed 34-2	975
Mar. 26	Correctly enrolled	982
Mar. 26	Signed by President	991
Mar. 27	Presented to Governor	1002
Mar. 27	Approved by Governor	1009

LEGISLATIVE BILL NO. 197. By Brandt, Dunn.

Feb. 8	Read first time	293
Feb. 9	Read second time. Referred to Committee on Labor and Public Welfare	307
Mar. 25	Indefinitely postponed	966

LEGISLATIVE BILL NO. 198. By R. W. Johnson.

Feb. 9	Read first time	301
Feb. 10	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	325
Feb. 27	Placed on General File	561
Mar. 4	Referred for review	625
Mar. 12	Placed on Select File	735
Mar. 15	Select File. Referred for engrossment	760, 761
Mar. 16	Correctly engrossed	786

		Page
Mar. 18	Read third time and passed 37-0	862
Mar. 22	Correctly enrolled	889
Mar. 22	Signed by President	890
Mar. 23	Presented to Governor	900
Mar. 27	Approved by Governor	1003

LEGISLATIVE BILL NO. 199. By Dafoe et al.

Feb. 9	Read first time	302
Feb. 10	Read second time. Referred to Committee on Commerce and Communications	325
Mar. 10	Indefinitely postponed	675

LEGISLATIVE BILL NO. 200. By McMahon.

Feb. 9	Read first time	302
Feb. 10	Read second time. Referred to Committee on Judiciary	326
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 201. By R. W. Johnson.

Feb. 9	Read first time	302
Feb. 10	Read second time. Referred to Committee on Education	326
Mar. 16	Placed on General File	766
Apr. 13	Referred for review	1196
Apr. 16	Placed on Select File	1241
Apr. 19	Select File. Referred for engrossment	1265, 1267
Apr. 21	Correctly engrossed	1293
Apr. 23	Read third time and passed 36-2	1331
Apr. 27	Correctly enrolled	1381
Apr. 27	Signed by President	1381
Apr. 30	Presented to Governor	1438
May 4	Approved by Governor	1502

LEGISLATIVE BILL NO. 202. By Gantz.

Feb. 9	Read first time	302
Feb. 10	Read second time. Referred to Committee on Revenue	326
Mar. 8	Placed on General File	648
Mar. 19	Referred for review	879
Mar. 25	Placed on Select File	968
Mar. 26	Select File. Referred for engrossment	988, 991
Mar. 29	Correctly engrossed	1002
Mar. 31	Read third time and passed 40-0	1058
Apr. 1	Correctly enrolled	1068
Apr. 1	Signed by President	1068

		Page
Apr. 1	Presented to Governor	1094
Apr. 5	Approved by Governor	1111

LEGISLATIVE BILL NO. 203. By Wells.

Feb. 9	Read first time	302
Feb. 10	Read second time. Referred to Committee on Judiciary	326
Mar. 22	Indefinitely postponed	882

LEGISLATIVE BILL NO. 204. By Howard et al.

Feb. 9	Read first time	303
Feb. 10	Read second time. Referred to Committee on Agriculture	326
Mar. 29	Placed on General File	996
Apr. 30	Reported for Sifting File	1439
May 1	Referred for review	1459
May 5	Placed on Select File	1524
May 6	Select File. Referred for engrossment	1537, 1539
May 8	Correctly engrossed	1586
May 11	Read third time and passed 35-0	1634
May 12	Correctly enrolled	1682
May 12	Signed by President	1682
May 13	Presented to Governor	1694
May 13	Approved by Governor	1702

LEGISLATIVE BILL NO. 205. By Armstrong.

Feb. 9	Read first time	303
Feb. 10	Read second time. Referred to Committee on Agriculture	326
Feb. 23	Placed on General File	498
Mar. 1	Referred for review	590
Mar. 12	Placed on Select File	726
Mar. 15	Select File. Referred for engrossment	757, 761
Mar. 18	Correctly engrossed	854
Mar. 22	Read third time and passed 40-0	891
Mar. 22	Action reconsidered. Placed on General File	892
Mar. 22	Referred for re-engrossment	896
Mar. 24	Correctly re-engrossed	942
Mar. 26	Read third time and passed 40-0	987
Mar. 29	Correctly enrolled	1002
Mar. 29	Signed by President	1003
Mar. 29	Presented to Governor	1021
Mar. 31	Approved by Governor	1073

LEGISLATIVE BILL NO. 206. By Armstrong.

		Page
Feb. 9	Read first time	303
Feb. 10	Read second time. Referred to Committee on Judiciary	326
Feb. 26	Placed on General File	548
Mar. 2	Referred for review	601
Mar. 12	Placed on Select File	733
Mar. 15	Select File. Referred for engrossment	760, 761
Mar. 16	Correctly engrossed	786
Mar. 18	Read third time and passed 36-0	861
Mar. 22	Correctly enrolled	888
Mar. 22	Signed by President	890
Mar. 23	Presented to Governor	900
Mar. 25	Approved by Governor	983

LEGISLATIVE BILL NO. 207. By E. A. Adams et al.

Feb. 9	Read first time	303
Feb. 10	Read second time. Referred to Committee on Judiciary	326
Mar. 11	Re-referred to Committee on Public Health and Miscellaneous Subjects	704
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 208. By Tvrdik et al.

Feb. 9	Read first time	303
Feb. 10	Read second time. Referred to Committee on Revenue	326
Apr. 16	Indefinitely postponed	1241

LEGISLATIVE BILL NO. 209. By Thomas.

Feb. 9	Read first time	304
Feb. 10	Read second time. Referred to Committee on Judiciary	326
Mar. 16	Placed on General File	765
Apr. 15	Indefinitely postponed	1227

LEGISLATIVE BILL NO. 210. By W. R. Johnson et al.

Feb. 9	Read first time	304
Feb. 10	Read second time. Referred to Committee on Judiciary	326
Feb. 25	Placed on General File	536
Mar. 10	Referred for review	695
Apr. 7	Placed on Select File	1127
Apr. 8	Select File	1143
Apr. 9	Select File. Referred for engrossment	1159, 1160

		Page
Apr. 12	Correctly engrossed	1167
Apr. 14	Motion	1207
Apr. 14	Read third time and failed of passage 21-19	1207
Apr. 16	Motion	1250

LEGISLATIVE BILL NO. 211. By Haycock et al.

Feb. 9	Read first time	304
Feb. 10	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	326
Feb. 27	Placed on General File	561
Mar. 4	Referred for review	625
Mar. 12	Placed on Select File	735
Mar. 15	Select File. Referred for engrossment	760, 761
Mar. 17	Re-placed on Select File	816
Mar. 17	Select File. Referred for engrossment	822, 825
Mar. 18	Correctly engrossed	854
Mar. 22	Read third time and passed 37-0	894
Mar. 24	Correctly enrolled	942
Mar. 24	Signed by President	942
Mar. 24	Presented to Governor	970
Mar. 27	Approved by Governor	1003

LEGISLATIVE BILL NO. 212. By Brodecky, Schultz.

Feb. 9	Read first time	305
Feb. 10	Read second time. Referred to Committee on Education	327
Mar. 24	Placed on General File	938
Apr. 22	Placed on Select File	1320
Apr. 26	Referred for review	1360
May 1	Replaced on Select File	1450
May 4	Select File. Referred for engrossment	1499, 1501
May 7	Correctly engrossed	1559
May 10	Read third time and passed 38-4	1602
May 11	Correctly enrolled	1647
May 11	Signed by President	1653
May 12	Presented to Governor	1668
May 14	Approved by Governor	1719

LEGISLATIVE BILL NO. 213. By J. B. Peterson.

Feb. 9	Read first time	305
Feb. 10	Read second time. Referred to Committee on Government	327
Mar. 25	Placed on General File	954
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 214. By W. R. Johnson.

		Page
Feb. 9	Read first time	305
Feb. 10	Read second time. Referred to Committee on Revenue	327
Mar. 25	Indefinitely postponed	954

LEGISLATIVE BILL NO. 215. By Brodecky.

Feb. 10	Read first time	318
Feb. 11	Read second time. Referred to Committee on Revenue	344
Mar. 18	Indefinitely postponed	828

LEGISLATIVE BILL NO. 216. By Committee on Judiciary.

Feb. 10	Read first time	318
Feb. 11	Read second time. Referred to Committee on Judiciary	345
Mar. 11	Placed on General File	704
Apr. 5	Referred for review	1109
Apr. 12	Placed on Select File	1166
Apr. 13	Select File.. Referred for engrossment	1193
Apr. 14	Correctly engrossed	1204
Apr. 16	Read third time and passed 39-0	1247
Apr. 19	Correctly enrolled	1260
Apr. 19	Signed by President	1260
Apr. 19	Presented to Governor	1285
Apr. 20	Approved by Governor	1294

LEGISLATIVE BILL NO. 217. By Gantz.

Feb. 10	Read first time	319
Feb. 11	Read second time. Referred to Committee on Government	345
Mar. 30	Indefinitely postponed	1019

LEGISLATIVE BILL NO. 218. By Neubauer, Murphy.

Feb. 10	Read first time	319
Feb. 11	Read second time. Referred to Committee on Education	345
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 219. By Knickrehm.

Feb. 10	Read first time	319
Feb. 11	Read second time. Referred to Committee on Government	345
Mar. 11	Indefinitely postponed	699

LEGISLATIVE BILL NO. 220. By Brady et al.

		Page
Feb. 10	Read first time	319
Feb. 11	Read second time. Referred to Committee on Appropriations	345
Feb. 23	Placed on General File	498
Mar. 1	Referred for review	589
Mar. 4	Placed on Select File	618
Mar. 5	Select File. Referred for engrossment	642, 643
Mar. 8	Correctly engrossed	651
Mar. 11	Read third time and passed 33-5	709
Mar. 15	Correctly enrolled	750
Mar. 15	Signed by President	750
Mar. 15	Presented to Governor	786
Mar. 20	Approved by Governor	890

LEGISLATIVE BILL NO. 221. By Brady (By request).

Feb. 10	Read first time	319
Feb. 11	Read second time. Referred to Committee on Appropriations	345
Feb. 25	Placed on General File	530
Mar. 1	Referred for review	591
Mar. 12	Placed on Select File	731
Mar. 15	Select File. Referred for engrossment	759, 761
Mar. 16	Correctly engrossed	786
Mar. 18	Read third time and passed 36-0	858
Mar. 22	Correctly enrolled	888
Mar. 22	Signed by President	890
Mar. 23	Presented to Governor	900
Mar. 25	Approved by Governor	971

LEGISLATIVE BILL NO. 222. By Brady (By request).

Feb. 10	Read first time	320
Feb. 11	Read second time. Referred to Committee on Revenue	345
Mar. 11	Placed on General File	703
Apr. 1	Referred for review	1078
Apr. 14	Placed on Select File	1198
Apr. 15	Select File. Referred for engrossment	1231, 1233
Apr. 16	Correctly engrossed	1244
Apr. 20	Read third time and failed of passage with emergency clause 26-15	1274
Apr. 20	Read third time and passed with emergency clause stricken 25-16	1275
Apr. 21	Correctly enrolled	1293
Apr. 21	Signed by President	1294

		Page
Apr. 22	Presented to Governor	1312
Apr. 24	Vetoed by Governor	1363
May 6	Read third time and failed of passage over Governor's veto 16-15	1534

LEGISLATIVE BILL NO. 223. By Thomas.

Feb. 10	Read first time	320
Feb. 11	Read second time. Referred to Committee on Judiciary	345
Mar. 16	Placed on General File	766
Apr. 5	Motion. Referred for review	1107
Apr. 12	Placed on Select File	1165
Apr. 13	Select File. Referred for engrossment	1193
Apr. 14	Correctly engrossed	1204
Apr. 16	Read third time and passed 39-0	1246
Apr. 19	Correctly enrolled	1260
Apr. 19	Signed by President	1260
Apr. 19	Presented to Governor	1285
Apr. 23	Approved by Governor	1353

LEGISLATIVE BILL NO. 224. By Wells.

Feb. 10	Read first time	320
Feb. 11	Read second time. Referred to Committee on Government	345
Apr. 13	Placed on General File	1188
Apr. 21	Placed on Sifting File. Referred for review	1294, 1305
Apr. 26	Placed on Select File	1354
Apr. 27	Select File. Referred for engrossment	1393
Apr. 28	Correctly engrossed	1401
Apr. 30	Read third time and passed 39-0	1441
May 1	Correctly enrolled	1450
May 1	Signed by President	1451
May 4	Presented to Governor	1478
May 5	Approved by Governor	1530

LEGISLATIVE BILL NO. 225. By R. W. Johnson et al.

Feb. 10	Read first time	320
Feb. 11	Read second time. Referred to Committee on Agriculture	345
Mar. 29	Placed on General File	997
Apr. 1	Motion	1077
Apr. 8	Referred for review	1146
Apr. 30	Placed on Select File	1435
May 1	Select File. Referred for engrossment	1452, 1453
May 5	Replaced on Select File	1477

		Page
May 5	Select File. Referred for engrossment	1513, 1514
May 6	Correctly engrossed	1547
May 8	Read third time and passed 34-4	1574
May 14	Correctly enrolled	1719
May 14	Signed by President	1719
May 14	Presented to Governor	1726
May 15	Approved by Governor	1738

LEGISLATIVE BILL NO. 226. By Murphy (By request).

Feb. 10	Read first time	321
Feb. 11	Read second time. Referred to Committee on Public Highways and Bridges	345
Feb. 26	Indefinitely postponed	548

LEGISLATIVE BILL NO. 227. By Haycock, Worthing.

Feb. 10	Read first time	321
Feb. 11	Read second time. Referred to Committee on Banking and Insurance	345
Mar. 4	Placed on General File	617
Mar. 5	Referred for review	644
Mar. 19	Placed on Select File	872
Mar. 22	Select File. Report adopted	895
Mar. 23	Select File. Motion	905
Mar. 24	Referred for engrossment	952
Mar. 26	Replaced on Select File	982
Mar. 26	Select File. Referred for engrossment	988, 991
Mar. 29	Correctly engrossed	1002
Mar. 31	Read third time and failed of passage 16-22	1056
Apr. 1	Reconsidered	1069
Apr. 5	Read third time and passed 27-7	1105
Apr. 6	Correctly enrolled	1111
Apr. 6	Signed by President	1111
Apr. 7	Presented to Governor	1129
Apr. 8	Approved by Governor	1157

LEGISLATIVE BILL NO. 228. By Haycock.

Feb. 10	Read first time	321
Feb. 11	Read second time. Referred to Committee on Public Highways and Bridges	346
Mar. 10	Indefinitely postponed	675

LEGISLATIVE BILL NO. 229. By Slepicka et al.

Feb. 10	Read first time	321
Feb. 11	Read second time. Referred to Committee on Revenue	346
May 15	Adjourned sine die	1743

Page

LEGISLATIVE BILL NO. 230. By Howard, Hall.

Feb. 10 Read first time.. 321
Feb. 11 Read second time. Referred to Committee on Government 346
Mar. 18 Indefinitely postponed.. 850

LEGISLATIVE BILL NO. 231. By Thomas et al.

Feb. 10 Read first time.. 322
Feb. 11 Read second time. Referred to Committee on Revenue 346
Mar. 11 Placed on General File.. 703
Apr. 5 Referred for review..1108
Apr. 8 Placed on Select File..1140
Apr. 9 Select File. Referred for engrossment....................1160
Apr. 12 Correctly engrossed..1167
Apr. 14 Read third time and passed 41-0............................1209
Apr. 16 Action reconsidered. Replaced on General File......1244
Apr. 16 Referred for re-engrossment..1250
Apr. 19 Replaced on Select File..1259
Apr. 19 Re-referred for engrossment..............................1264, 1267
Apr. 20 Correctly re-engrossed..1271
Apr. 22 Read third time and passed 38-0..............................1314
Apr. 23 Correctly enrolled 1328
Apr. 23 Signed by President..1329
Apr. 24 Presented to Governor..1355
Apr. 24 Approved by Governor..1365

LEGISLATIVE BILL NO. 232. By Thomas et al.

Feb. 10 Read first time.. 322
Feb. 11 Read second time. Referred to Committee on Government 346
Mar. 11 Placed on General File.. 699
Mar. 24 Motion 951
Apr. 13 Referred for review..1195
Apr. 27 Placed on Select File..1372
Apr. 28 Select File. Referred for engrossment..........1413, 1417
Apr. 30 Correctly engrossed..1437
May 4 Read third time and passed 31-4..............................1483
May 6 Correctly enrolled 1529
May 6 Signed by President..1530
May 7 Presented to Governor..1559
May 7 Approved by Governor..1577

LEGISLATIVE BILL NO. 233. By Dunn.

Feb. 10 Read first time.. 322

		Page
Feb. 11	Read second time. Referred to Committee on Judiciary	346
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 234. By Dunn.

Feb. 10	Read first time	322
Feb. 11	Read second time. Referred to Committee on Banking and Insurance	346
Apr. 1	Indefinitely postponed	1067

LEGISLATIVE BILL NO. 235. By Diers.

Feb. 10	Read first time	323
Feb. 11	Read second time. Referred to Committee on Agriculture	346
Mar. 19	Indefinitely postponed	872

LEGISLATIVE BILL NO. 236. By E. A. Adams.

Feb. 10	Read first time	323
Feb. 11	Read second time. Referred to Committee on Judiciary	346
Apr. 14	Indefinitely postponed	1198

LEGISLATIVE BILL NO. 237. By W. R. Johnson, Gantz.

Feb. 10	Read first time	323
Feb. 11	Read second time. Referred to Committee on Claims and Deficiencies	346
Mar. 10	Placed on General File	675
Mar. 18	Motion	865
Mar. 19	Referred for review	879
Mar. 23	Placed on Select File	900
Mar. 24	Select File. Referred for engrossment	949
Mar. 25	Correctly engrossed	969
Mar. 29	Read third time and passed 41-0	1007
Mar. 30	Correctly enrolled	1021
Mar. 30	Signed by President	1021
Mar. 31	Presented to Governor	1055
Apr. 3	Approved by Governor	1382

LEGISLATIVE BILL NO. 238. Bn Knickrehm.

Feb. 10	Read first time	324
Feb. 11	Read second time. Referred to Committee on Judiciary	346
May 15	Adjourned sine die	1743

Page

LEGISLATIVE BILL NO. 239. By Murphy et al.

Feb. 10	Read first time	324
Feb. 11	Read second time. Referred to Committee on Judiciary	346
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 240. By W. R. Johnson.

Feb. 10	Read first time	324
Feb. 11	Read second time. Referred to Committee on Labor and Public Welfare	346
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 241. By Thomas.

Feb. 10	Read first time	325
Feb. 11	Read second time. Referred to Committee on Judiciary	347
Mar. 11	Placed on General File	704
Apr. 5	Referred for review	1109
Apr. 12	Placed on Select File	1167
Apr. 13	Select File. Referred for engrossment	1193
Apr. 14	Correctly engrossed	1204
Apr. 16	Read third time and passed 38-0	1248
Apr. 19	Correctly enrolled	1260
Apr. 19	Signed by President	1260
Apr. 19	Presented to Governor	1285
Apr. 20	Approved by Governor	1294

LEGISLATIVE BILL NO. 242. By Tvrdik (By request).

Feb. 10	Read first time	325
Feb. 11	Read second time. Referred to Committee on Labor and Public Welfare	347
Mar. 25	Indefinitely postponed	966

LEGISLATIVE BILL NO. 243. By Schultz, C. H. Johnson (By request).

Feb. 10	Read first time	325
Feb. 11	Read second time. Referred to Committee on Claims and Deficiencies	347
Mar. 18	Placed on General File	828
Apr. 13	Referred for review	1196
Apr. 16	Placed on Select File	1242
Apr. 19	Select File. Referred for engrossment	1266, 1267
Apr. 20	Correctly engrossed	1271
Apr. 22	Read third time and passsed 26-8	1317
Apr. 23	Correctly enrolled	1344

		Page
Apr. 23	Signed by President	1344
Apr. 24	Presented to Governor	1355
Apr. 24	Vetoed by Governor	1364

LEGISLATIVE BILL NO. 244. By C. H. Peterson et al.

Feb. 11	Read first time	336
Feb. 12	Read second time. Referred to Committee on Revenue	366
Mar. 26	Placed on General File	981
Apr. 22	Placed on Sifting File	1320
Apr. 23	Referred for review	1342
Apr. 27	Placed on Select File	1378
Apr. 28	Select File. Referred for engrossment	1415, 1417
Apr. 30	Correctly engrossed	1438
May 4	Read third time and passed 42-0	1487
May 6	Correctly enrolled	1530
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 7	Approved by Governor	1577

LEGISLATIVE BILL NO. 245. By Cady, Norton.

Feb. 11	Read first time	336
Feb. 12	Read second time. Referred to Committee on Government	366
Mar. 12	Placed on General File	720
Apr. 13	Referred for review	1194
Apr. 19	Placed on Select File	1259
Apr. 20	Select File. Referred for engrossment	1281
Apr. 22	Correctly engrossed	1312
Apr. 26	Read third time and passed 42-0	1356
Apr. 28	Correctly enrolled	1401
Apr. 28	Signed by President	1401
Apr. 30	Presented to Governor	1438
May 3	Approved by Governor	1478

LEGISLATIVE BILL NO. 246. By Cady, Norton.

Feb. 11	Read first time	337
Feb. 12	Read second time. Referred to Committee on Government	366
Mar. 12	Placed on General File	722
Apr. 13	Referred for review	1195
Apr. 16	Placed on Select File	1241
Apr. 19	Select File. Referred for engrossment	1265, 1267
Apr. 22	Correctly engrossed	1312
Apr. 26	Read third time and passed 40-0	1357

		Page
Apr. 28	Correctly enrolled	1401
Apr. 28	Signed by President	1401
Apr. 30	Presented to Governor	1438
May 3	Approved by Governor	1478

LEGISLATIVE BILL NO. 247. By Cady, Norton.

Feb. 11	Read first time	337
Feb. 12	Read second time. Referred to Committee on Government	366
Mar. 11	Indefinitely postponed	700

LEGISLATIVE BILL NO. 248. By Armstrong, Slepicka.

Feb. 11	Read first time	337
Feb. 12	Read second time. Referred to Committee on Revenue	366
Feb. 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 249. By Carsten.

Feb. 11	Read first time	337
Feb. 12	Read second time. Referred to Committee on Appropriations	366
Apr. 13	Indefinitely postponed	1187

LEGISLATIVE BILL NO. 250. By Norton et al.

Feb. 11	Read first time	338
Feb. 12	Read second time. Referred to Committee on Government	366
Mar. 11	Placed on General File	700
Mar. 24	Motion	951
Apr. 14	Indefinitely postponed	1211

LEGISLATIVE BILL NO. 251. By Norton.

Feb. 11	Read first time	338
Feb. 12	Read second time. Referred to Committee on Judiciary	367
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 252. By Norton.

Feb. 11	Read first time	338
Feb. 12	Read second time. Referred to Committee on Judiciary	367
Apr. 13	Indefinitely postponed	1188
Apr. 15	Action reconsidered. Placed on General File	1234
Apr. 26	Placed on Sifting File	1355
May 5	Referred for review	1518

		Page
May 11	Placed on Select File	1652
May 11	Select File. Referred for engrossment	1654, 1656
May 12	Correctly engrossed	1673
May 14	Read third time and failed of passage with emergency clause 20-9	1708
May 14	Read third time and passed with emergency clause stricken 23-10	1708
May 15	Correctly enrolled	1736
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 19	Signed by Governor	1752

LEGISLATIVE BILL NO. 253. By Nuernberger (By request).

Feb. 11	Read first time	338
Feb. 12	Read second time. Referred to Committee on Claims and Deficiencies	367
Feb. 25	Placed on General File	530
Mar. 1	Referred for review	591
Mar. 12	Placed on Select File	731
Mar. 15	Select File. Re-referred for engrossment	759, 761
Mar. 18	Replaced on Select File	854
Mar. 18	Select File. Referred for engrossment	863
Mar. 19	Correctly engrossed	874
Mar. 23	Read third time and passed 34-9	901
Mar. 25	Correctly enrolled	969
Mar. 25	Signed by President	971
Mar. 25	Presented to Governor	982
Mar. 29	Vetoed by Governor	1011
Mar. 29	Failed of passage over Governor's veto 16-20	1012

LEGISLATIVE BILL NO. 254. By R. W. Johnson.

Feb. 11	Read first time	339
Feb. 12	Read second time	367
Mar. 10	Placed on General File	675
Mar. 22	Indefinitely postponed	896

LEGISLATIVE BILL NO. 255. By R. W. Johnson.

Feb. 11	Read first time	339
Feb. 12	Read second time. Referred to Committee on Revenue	367
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 256. By Gantz, Diers.

Feb. 11	Read first time	340

		Page
Feb. 12	Read second time. Referred to Committee on Government	367
Apr. 13	Placed on General File	1188
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 257. By Cady, Von Seggern.

Feb. 11	Read first time	340
Feb. 12	Read second time. Referred to Committee on Government	367
Mar. 16	Re-referred to Committee on Revenue for correlation	787

LEGISLATIVE BILL NO. 258. By Committee on Appropriations.

Feb. 11	Read first time	340
Feb. 12	Read second time. Referred to Committee on Government	367
Apr. 13	Placed on General File	1188
Apr. 26	Reported for Sifting File	1355
Apr. 30	Referred for review	1443
May 5	Placed on Select File	1523
May 6	Select File. Referred for engrossment	1537, 1539
May 8	Correctly engrossed	1586
May 11	Read third time and passed 35-3	1632
May 12	Correctly enrolled	1675
May 12	Signed by President	1676
May 13	Presented to Governor	1694
May 13	Approved by Governor	1702

LEGISLATIVE BILL NO. 259. By Brady.

Feb. 11	Read first time	340
Feb. 12	Read second time. Referred to Committee on Education	367
Mar. 24	Indefinitely postponed	941

LEGISLATIVE BILL NO. 260. By Neubauer et al.

Feb. 11	Read first time	340
Feb. 12	Read second time. Referred to Committee on Agriculture	367
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 261. By Thomas.

Feb. 11	Read first time	340
Feb. 12	Read second time. Referred to Committee on Judiciary	367

		Page
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 262. By Hall.

Feb. 11	Read first time	341
Feb. 12	Read second time. Referred to Committee on Government	367
Mar. 30	Indefinitely postponed	1019
Apr. 1	Action reconsidered. Placed on General File	1079
Apr. 28	Placed on Select File. Referred for engrossment	1414, 1417
Apr. 30	Reported for Sifting File	1439
May 1	Referred for review	1461
May 7	Placed on Select File	1549
May 8	Select File. Referred for engrossment	1578, 1579
May 10	Correctly engrossed	1613
May 12	Read third time and passed 41-0	1666
May 12	Correctly enrolled	1675
May 12	Signed by President	1676
May 13	Presented to Governor	1694
May 13	Approved by Governor	1702

LEGISLATIVE BILL NO. 263. By Hall et al.

Feb. 11	Read first time	341
Feb. 12	Read second time. Referred to Committee on Judiciary	367
Mar. 22	Placed on General File	882
Apr. 22	Placed on Sifting File	1320
Apr. 23	Referred for review	1345
Apr. 27	Placed on Select File	1380
Apr. 28	Select File. Referred for engrossment	1416, 1417
Apr. 30	Correctly engrossed	1438
May 4	Read third time and passed 27-9	1490
May 6	Correctly enrolled	1530
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 7	Approved by Governor	1577

LEGISLATIVE BILL NO. 264. By Carpenter (By request).

Feb. 11	Read first time	341
Feb. 12	Read second time. Referred to Committee on Agriculture	368
Apr. 12	Placed on General File	1164
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 265. By Worthing.

		Page
Feb. 11	Read first time	341
Feb. 12	Read second time. Referred to Committee on Revenue	368
Mar. 25	Placed on General File	954
May 7	Motion	1560
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 266. By Brodecky, Norton.

		Page
Feb. 11	Read first time	341
Feb. 12	Read second time. Referred to Committee on Agriculture	368
Mar. 8	Placed on General File	648
Mar. 19	Referred for review	880
Mar. 25	Placed on Select File	969
Mar. 26	Select File. Referred for engrossment	989, 991
Mar. 29	Correctly engrossed	1002
Mar. 31	Read third time and passed 23-16	1060
Apr. 1	Correctly enrolled	1068
Apr. 1	Signed by President	1068
Apr. 1	Presented to Governor	1094
Apr. 3	Approved by Governor	1103

LEGISLATIVE BILL NO. 267. By Armstrong.

		Page
Feb. 11	Read first time	342
Feb. 12	Read second time. Referred to Committee on Judiciary	368
Mar. 22	Placed on General File	882
May 3	Reported for Sifting File	1465
May 3	Motion. Referred for review	1470, 1471
May 5	Placed on Select File	1525
May 6	Select File. Referred for engrossment	1538, 1539
May 7	Correctly engrossed	1559
May 10	Read third time and passed 31-0	1620
May 12	Correctly enrolled	1676
May 12	Signed by President	1676
May 13	Presented to Governor	1694
May 13	Approved by Governor	1702

LEGISLATIVE BILL NO. 268. By Armstrong.

		Page
Feb. 11	Read first time	342
Feb. 12	Read second time. Referred to Committee on Judiciary	368
Mar. 22	Placed on General File	882

		Page
May 3	Reported for Sifting File	1465
May 3	Motion. Referred for review	1470, 1471
May 5	Placed on Select File	1525
May 6	Select File. Referred for engrossment	1538, 1539
May 10	Correctly engrossed	1597
May 12	Read third time and passed 41-0	1661
May 13	Correctly enrolled	1692
May 13	Signed by President	1693
May 14	Presented to Governor	1726
May 14	Approved by Governor	1734

LEGISLATIVE BILL NO. 269. By Armstrong.

Feb. 11	Read first time	342
Feb. 12	Read second time. Referred to Committee on Judiciary	368
Mar. 22	Placed on General File	882
May 3	Reported for Sifting File	1465
May 3	Motion. Referred for review	1470, 1471
May 5	Placed on Select File	1525
May 6	Select File. Referred for engrossment	1538, 1539
May 10	Correctly engrossed	1597
May 12	Read third time and passed 38-0	1662
May 12	Correctly enrolled	1682
May 12	Signed by President	1682
May 13	Presented to Governor	1694
May 13	Approved by Governor	1702

LEGISLATIVE BILL NO. 270. By Cady et al (By request).

Feb. 11	Read first time	342
Feb. 12	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	368
Mar. 24	Indefinitely postponed	938

LEGISLATIVE BILL NO. 271. By Cady et al. (By request)

Feb. 11	Read first time	342
Feb. 12	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	368
Mar. 24	Indefinitely postponed	938
Mar. 26	Reconsidered. Placed on General File	992
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 272. By Murphy.

Feb. 11	Read first time	342
Feb. 12	Read second time. Referred to Committee on Revenue	368

		Page
Apr. 16	Indefinitely postponed	1241

LEGISLATIVE BILL NO. 273. By Murphy.

Feb. 11	Read first time	342
Feb. 12	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	368
Feb. 27	Placed on General File	562
Mar. 4	Referred for review	625
Mar. 12	Placed on Select File	735
Mar. 15	Select File. Referred for engrossment	760, 761
Mar. 16	Correctly engrossed	786
Mar. 18	Read third time and passed 39-0	862
Mar. 22	Correctly enrolled	889
Mar. 22	Signed by President	890
Mar. 23	Presented to Governor	900
Mar. 27	Approved by Governor	1003

LEGISLATIVE BILL NO. 274. By J. B. Peterson.

Feb. 11	Read first time	343
Feb. 12	Read second time. Referred to Committee on Revenue	368
Mar. 25	Placed on General File	954
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 275. By J. B. Peterson.

Feb. 11	Read first time	343
Feb. 12	Read second time. Referred to Committee on Revenue	368
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 276. By Diers.

Feb. 11	Read first time	343
Feb. 12	Read second time. Referred to Committee on Banking and Insurance	369
Apr. 8	Placed on General File	1138
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 277. By Diers.

Feb. 11	Read first time	343
Feb. 12	Read second time. Referred to Committee on Banking and Insurance	369
Apr. 1	Placed on General File	1067
Apr. 26	Reported for Sifting File	1355
Apr. 27	Referred for review	1393
May 3	Placed on Select File	1467

		Page
May 5	Select File	1511
May 6	Select File. Referred for engrossment	1535, 1539
May 8	Replaced on Select File	1585
May 8	Select File. Referred for engfrossment	1587, 1589
May 10	Correctly engrossed	1613
May 12	Read third time and passed 31-7	1667
May 15	Correctly enrolled	1727
May 15	Signed by President	1728
May 15	Presented to Governor	1737
May 19	Approved by Governor	1752

LEGISLATIVE BILL NO. 278. By Diers.

Feb. 11	Read first time	343
Feb. 12	Read second time. Referred to Committee on Banking and Insurance	369
Apr. 8	Indefinitely postponed	1138

LEGISLATIVE BILL NO. 279. By Frost et al.

Feb. 11	Read first time	343
Feb. 12	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	369
Feb. 22	Re-referred to Committee on Appropriations	492
Apr. 16	Placed on General File	1237
May 1	Reported for Sifting File	1451
May 1	Referred for review	1462
May 4	Placed on Select File	1476
May 5	Select File. Referred for engrossment	1511, 1513
May 6	Correctly engrossed	1547
May 8	Read third time and passed 35-1	1572
May 12	Correctly enrolled	1682
May 12	Signed by President	1682
May 13	Presented to Governor	1694
May 14	Vetoed by Governor	1705

LEGISLATIVE BILL NO. 280. By Frost et al.

Feb. 11	Read first time	344
Feb. 12	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	369
Mar. 24	Placed on General File	938
May 1	Reported for Sifting File	1451
May 1	Referred for review	1462
May 4	Placed on Select File	1476
May 5	Select File. Referred for engrossment	1512, 1513
May 6	Correctly engrossed	1547
May 8	Read third time and passed 36-0	1573

		Page
May 10	Correctly enrolled	1597
May 10	Signed by President	1598
May 11	Presented to Governor	1654
May 13	Approved by Governor	1700

LEGISLATIVE BILL NO. 281. By Frost et al.

Feb. 11	Read first time	344
Feb. 12	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	369
Mar. 24	Placed on General File	938
May 1	Reported for Sifting File	1451
May 1	Referred for review	1462
May 4	Placed on Select File	1476
May 5	Select File. Referred for engrossment	1512, 1513
May 7	Correctly engrossed	1550
May 10	Read third time and passed 32-0	1618
May 12	Correctly enrolled	1659
May 12	Signed by President	1659
May 13	Presented to Governor	1694
May 17	Vetoed by Governor	1745

LEGISLATIVE BILL NO. 282. By Dunn.

Feb. 11	Read first time	344
Feb. 12	Read second time. Referred to Committee on Banking and Insurance	369
Apr. 8	Indefinitely postponed	1138

LEGISLATIVE BILL NO. 283. By Dunn.

Feb. 11	Read first time	344
Feb. 12	Read second time. Referred to Committee on Banking and Insuarnce	369
Apr. 8	Indefinitely postponed	1138

LEGISLATIVE BILL NO. 284. By Von Seggern.

Feb. 12	Read first time	352
Feb. 15	Read second time. Referred to Committee on Appropriations	426
Apr. 2	Placed on General File	1085
Apr. 26	Reported for Sifting File	1355
Apr. 29	Indefinitely postponed	1430

LEGISLATIVE BILL NO. 285. By Wells, Carpenter.

Feb. 12	Read first time	352
Feb. 15	Read second time. Referred to Committee on Judiciary	426

		Page
Feb. 27	Withdrawn	560

LEGISLATIVE BILL NO. 286. By Von Seggern.

Feb. 12	Read first time	352
Feb. 15	Read second time. Referred to Committee on Government	426
Mar. 18	Placed on General File	850
Apr. 16	Referred for review	1255
Apr. 21	Placed on Select File	1292
Apr. 22	Select File. Referred for engrossment	1322, 1323
Apr. 23	Correctly engrossed	1328
Apr. 27	Read third time and passed 41-0	1386
Apr. 28	Correctly enrolled	1401
Apr. 28	Signed by President	1401
Apr. 30	Presented to Governor	1438
Apr. 30	Approved by Governor	1447

LEGISLATIVE BILL NO. 287. By Haycock.

Feb. 12	Read first time	353
Feb. 15	Read second time. Referred to Committee on Banking and Insurance	426
Apr. 1	Placed on General File	1067
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 288. By Haycock.

Feb. 12	Read first time	353
Feb. 15	Read second time. Referred to Committee on Banking and Insurance	426
Apr. 8	Indefinitely postponed	1138
Apr. 12	Motion	1175

LEGISLATIVE BILL NO. 289. By Dunn.

Feb. 12	Read first time	353
Feb. 15	Read second time. Referred to Committee on Banking and Insurance	426
Apr. 8	Indefinitely postponed	1138

LEGISLATIVE BILL NO. 290. By Dunn.

Feb. 12	Read first time	353
Feb. 15	Read second time. Referred to Committee on Claims and Deficiencies	426
Mar. 10	Placed on General File	675
Mar. 22	Referred for review	896
Mar. 31	Placed on Select File	1052
Apr. 1	Select File. Referred for engrossment	1075, 1077

		Page
Apr. 2	Correctly engrossed	1093
Apr. 6	Read third time and failed of passage 18-20	1116
Apr. 6	Read third time and passed with emergency clause stricken 24-16	1117
Apr. 7	Correctly enrolled	1129
Apr. 7	Signed by President	1135
Apr. 8	Presented to Governor	1157
Apr. 9	Approved by Governor	1168

LEGISLATIVE BILL NO. 291. By Dafoe (By request).

Feb. 12	Read first time	354
Feb. 15	Read second time. Referred to Committee on Claims and Deficiencies	427
Apr. 2	Indefinitely postponed	1085

LEGISLATIVE BILL NO. 292. By Diers et al.

Feb. 12	Read first time	354
Feb. 15	Read second time. Referred to Committee on Education	427
Mar. 24	Indefinitely postponed	941
Mar. 26	Reconsidered; placed on General File	992
Apr. 26	Reported for Sifting File	1355
Apr. 29	Indefinitely postponed	1433

LEGISLATIVE BILL NO. 293. By E. A. Adams (By request)

Feb. 12	Read first time	354
Feb. 15	Read second time. Referred to Committee on Judiciary	427
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 294. By E. A. Adams (By request)

Feb. 12	Read first time	354
Feb. 15	Read second time. Referred to Committee on Judiciary	427
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 295. By E. A. Adams.

Feb. 12	Read first time	355
Feb. 15	Read second time. Referred to Committee on Claims and Deficiencies	427
Feb. 25	Placed on General File	530
Mar. 1	Referred for review	591
Mar. 12	Placed on Select File	732
Mar. 15	Select File. Referred for engrossment	759, 761
Mar. 16	Correctly engrossed	786

		Page
Mar. 18	Read third time and passed 29-9	860
Mar. 22	Correctly enrolled	888
Mar. 22	Signed by President	890
Mar. 23	Presented to Governor	900
Mar. 29	Vetoed by Governor	1013
Mar. 29	Failed of passage over Governor's veto 4-25	1013

LEGISLATIVE BILL NO. 296. By Brandt.

Feb. 12	Read first time	355
Feb. 15	Read second time. Referred to Committee on Public Highways and Bridges	427
Apr. 15	Indefinitely postponed	1224

LEGISLATIVE BILL NO. 297. By McMahon.

Feb. 12	Read first time	355
Feb. 15	Read second time. Referred to Committee on Government	427
Mar. 25	Placed on General File	954
May 1	Reported for Sifting File	1451
May 1	Referred for review	1462
May 4	Placed on Select File	1477
May 5	Select File. Referred for engrossment	1512, 1513
May 6	Correctly engrossed	1529
May 8	Read third time and passed 34-0	1573
May 11	Correctly enrolled	1647
May 11	Signed by President	1653
May 12	Presented to Governor	1668
May 13	Approved by Governor	1700

LEGISLATIVE BILL NO. 298. By McMahon.

Feb. 12	Read first time	355
Feb. 15	Read second time. Referred to Committee on Government	427
Apr. 14	Placed on General File	1198
May 1	Reported for Sifting File	1451
May 1	Referred for review	1462
May 4	Placed on Select File	1477
May 5	Select File. Referred for engrossment	1512, 1513
May 7	Correctly engrossed	1550
May 10	Read third time and passed 32-0	1619
May 12	Correctly enrolled	1659
May 12	Signed by President	1659
May 12	Presented to Governor	1683
May 13	Approved by Governor	1700

LEGISLATIVE BILL NO. 299. By McMahon.

Date	Action	Page
Feb. 12	Read first time	356
Feb. 15	Read second time. Referred to Committee on Government	427
Mar. 30	Placed on General File	1019
May 1	Reported for Sifting File	1451
May 1	Referred for review	1462
May 4	Placed on Select File	1477
May 5	Select File. Referred for engrossment	1513, 1514
May 6	Correctly engrossed	1547
May 8	Read third time and passed 39-0	1575
May 10	Correctly enrolled	1597
May 10	Signed by President	1598
May 11	Presented to Governor	1654
May 13	Approved by Governor	1700

LEGISLATIVE BILL NO. 300. By Regan et al.

Feb. 12	Read first time	356
Feb. 15	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	427
Mar. 5	Placed on General File	639
Mar. 24	Referred for review	950
Apr. 2	Placed on Select File	1089
Apr. 5	Select File. Referred for engrossment	1106, 1107
Apr. 7	Replaced on Select File	1129
Apr. 7	Select File. Referred for re-engrossment	1133
Apr. 8	Correctly engrossed	1140
Apr. 12	Read third time and passed 34-5	1169
Apr. 14	Correctly enrolled	1204
Apr. 14	Signed by President	1204
Apr. 14	Presented to Governor	1226
Apr. 17	Approved by Governor	1284

LEGISLATIVE BILL NO. 301. By Regan et al.

Feb. 12	Read first time	356
Feb. 15	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	427
Mar. 5	Placed on General File	640
Mar. 24	Referred for review	950
Apr. 2	Placed on Select File	1092
Apr. 8	Read third time and passed 36-4	1142
Apr. 9	Correctly enrolled	1157

		Page
Apr. 9	Signed by President	1157
Apr. 9	Presented to Governor	1167
Apr. 9	Approved by Governor	1168

LEGISLATIVE BILL NO. 302. By Wells, Carpenter.

Feb. 12	Read first time	356
Feb. 15	Read second time. Referred to Committee on Government	428
Mar. 31	Placed on General File	1035
Apr. 9	Motion	1159
Apr. 22	Placed on Sifting File	1320
Apr. 23	Referred for review	1343
Apr. 27	Placed on Select File	1379
Apr. 28	Select File. Referred for engrossment	1415, 1417
Apr. 30	Correctly engrossed	1438
May 4	Read third time and passed 35-2	1488
May 6	Correctly enrolled	1530
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 7	Approved by Governor	1577

LEGISLATIVE BILL NO. 303. By Pizer (By request).

Feb. 12	Read first time	356
Feb. 15	Read second time. Referred to Committee on Revenue	428
Apr. 2	Indefinitely postponed	1085

LEGISLATIVE BILL NO. 304. By Norton.

Feb. 12	Read first time	356
Feb. 15	Read second time. Referred to Committee on Judiciary	428
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 305. By Norton.

Feb. 12	Read first time	357
Feb. 15	Read second time. Referred to Committee on Judiciary	428
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 306. By Norton.

Feb. 12	Read first time	357
Feb. 15	Read second time. Referred to Committee on Government	428
Mar. 18	Placed on General File	850
Apr. 21	Placed on Sifting File	1294

		Page
Apr. 21	Referred for review	1305
Apr. 27	Placed on Select File	1376
Apr. 28	Select File. Referred for engrossment	1414, 1417
Apr. 30	Correctly engrossed	1438
May 4	Read third time and passed 32-3	1485
May 6	Correctly enrolled	1529
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 10	Approved by Governor	1612

LEGISLATIVE BILL NO. 307. By Miller.

Feb. 12	Read first time	357
Feb. 15	Read second time. Referred to Committee on Labor and Public Welfare	428
Mar. 31	Re-referred to Committee on Judiciary	1047
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 308. By Thomas.

Feb. 12	Read first time	357
Feb. 15	Read second time. Referred to Committee on Banking and Insurance	428
Apr. 2	Placed on General File	1085
Apr. 26	Reported for Sifting File	1355
Apr. 30	Referred for review	1443
May 5	Placed on Select File	1525
May 6	Select File. Referred for engrossment	1537, 1539
May 11	Correctly engrossed	1629
May 13	Read third time and passed 32-2	1686
May 15	Correctly enrolled	1736
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 19	Approved by Governor	1752

LEGISLATIVE BILL NO. 309. By Neubauer (By request).

Feb. 12	Read first time	357
Feb. 15	Read second time. Referred to Committee on Miscellaneous Subjects	428
Mar. 10	Indefinitely postponed	675

LEGISLATIVE BILL NO. 310. By Ashmore.

Feb. 12	Read first time	358
Feb. 15	Read second time. Referred to Committee on Government	428
Mar. 11	Placed on General File	700
Apr. 1	Motion	1077

		Page
Apr. 1	Referred for review	1079
Apr. 7	Placed on Select File	1128
Apr. 8	Select File. Referred for engrossment	1143, 1145
Apr. 9	Correctly engrossed	1157
Apr. 13	Action reconsidered	1191
Apr. 14	Replaced on General File	1207
Apr. 14	Referred for re-engrossment	1211
Apr. 15	Correctly re-engrossed	1226
Apr. 19	Read third time and passed 40-0	1263
Apr. 20	Correctly enrolled	1271
Apr. 20	Signed by President	1271
Apr. 21	Presented to Governor	1295
Apr. 24	Approved by Governor	1365

LEGISLATIVE BILL NO. 311. By Diers.

Feb. 12	Read first time	358
Feb. 15	Read second time. Referred to Committee on Government	428
Mar. 31	Placed on General File	1035
Apr. 30	Reported for Sifting File	1439
May 1	Referred for review	1461
May 4	Placed on Select File	1475
May 5	Select File. Referred for engrossment	1511, 1513
May 7	Correctly engrossed	1559
May 10	Read third time and passed 41-0	1617
May 11	Correctly enrolled	1647
May 11	Signed by President	1653
May 12	Presented to Governor	1668
May 13	Approved by Governor	1700

LEGISLATIVE BILL NO. 312. By Neubauer et al.

Feb. 12	Read first time	358
Feb. 15	Read second time. Referred to Committee on Agriculture	428
Mar. 12	Placed on General File	720
Apr. 12	Referred for review	1176
Apr. 27	Placed on Select File	1369
Apr. 28	Select File. Referred for engrossment	1412, 1417
May 1	Correctly engrossed	1450
May 4	Read third time and passed 32-0	1493
May 11	Correctly enrolled	1647
May 11	Signed by President	1653
May 12	Presented to Governor	1668
May 13	Approved by Governor	1702

LEGISLATIVE BILL NO. 313. By Tvrdik, C. H. Peterson.

		Page
Feb. 12	Read first time	358
Feb. 15	Read second time. Referred to Committee on Public Highways and Bridges	428
Apr. 15	Indefinitely postponed	1224
Apr. 20	Motion	1274

LEGISLATIVE BILL NO. 314. By W. R. Johnson.

		Page
Feb. 12	Read first time	359
Feb. 15	Read second time. Referred to Committee on Revenue	429
Mar. 31	Placed on General File	1032
Apr. 16	Motion. Referred for review	1253, 1254
Apr. 21	Placed on Select File	1293
Apr. 22	Select File. Referred for engrossment	1322, 1323
Apr. 26	Correctly engrossed	1354
Apr. 28	Read third time and passed 42-0	1404
Apr. 29	Correctly enrolled	1423
Apr. 29	Signed by President	1423
Apr. 30	Presented to Governor	1451
May 3	Approved by Governor	1468

LEGISLATIVE BILL NO. 315. By Cady.

		Page
Feb. 12	Read first time	359
Feb. 15	Read second time. Referred to Committee on Commerce and Communications	429
Mar. 19	Placed on General File	868
Apr. 19	Indefinitely postponed	1268

LEGISLATIVE BILL NO. 316. By Armstrong.

		Page
Feb. 12	Read first time	359
Feb. 15	Read second time. Referred to Committee on Banking and Insurance	429
Mar. 11	Placed on General File	704
Apr. 5	Referred for review	1108
Apr. 9	Placed on Select File	1156
Apr. 12	Select File. Referred for engrossment	1175
Apr. 13	Correctly engrossed	1189
Apr. 15	Read third time and passed 31-10	1231
Apr. 16	Correctly enrolled	1244
Apr. 16	Signed by President	1244
Apr. 16	Presented to Governor	1260
Apr. 19	Approved by Governor	1284

Page

LEGISLATIVE BILL NO. 317. By Worthing.

Feb. 12 Read first time.. 360
Feb. 15 Read second time. Referred to Committee on Judiciary 429
Mar. 11 Indefinitely postponed.. 704

LEGISLATIVE BILL NO. 318. By Hall.

Feb. 12 Read first time.. 360
Feb. 15 Read second time. Referred to Committee on Drainage, Irrigation and Water Power............. 429
Apr. 15 Indefinitely postponed..1214

LEGISLATIVE BILL NO. 319. By Hall.

Feb. 12 Read first time.. 360
Feb. 15 Read second time. Referred to Committee on Banking and Insurance.. 429
Mar. 16 Placed on General File.. 766
Apr. 16 Referred for review..1251
Apr. 27 Placed on Select File..1372
Apr. 28 Select File. Referred for engrossment..........1413, 1417
Apr. 30 Replaced on Select File..1442
Apr. 30 Select File. Referred for engrossment..................1442
May 3 Correctly engrossed 1467
May 5 Read third time and failed of passage with emergency clause 22-10....................................1507
May 5 Read third time and passed with emergency clause stricken 22-9..1508
May 8 Correctly enrolled 1586
May 8 Signed by President..1586
May 10 Presented to Governor..1598
May 13 Approved by Governor..1700

LEGISLATIVE BILL NO. 320. By Committee on Appropriations.

Feb. 12 Read first time.. 360
Feb. 15 Read second time. Referred to Committee on Appropriations 429
Mar. 9 Placed on General File.. 662
Mar. 19 Referred for review.. 880
Mar. 25 Placed on Select File.. 969
Mar. 26 Select File. Referred for engrossment.............990, 991
Mar. 29 Correctly engrossed..1002
Mar. 31 Read third time and passed 41-0............................1061
Apr. 1 Correctly enrolled 1068
Apr. 1 Signed by President..1068
Apr. 1 Presented to Governor..1094

		Page
Apr. 3	Approved by Governor	1382

LEGISLATIVE BILL NO. 321. By Committee on Appropriations.

Feb. 12	Read first time	361
Feb. 15	Read second time. Referred to Committee on Appropriations	429
Mar. 9	Placed on General File	662
Mar. 19	Referred for review	880
Mar. 25	Placed on Select File	969
Mar. 26	Select File. Referred for engrossment	990, 991
Mar. 29	Correctly engrossed	1002
Mar. 31	Read third time and passed 32-6	1062
Apr. 1	Correctly enrolled	1068
Apr. 1	Signed by President	1068
Apr. 1	Presented to Governor	1094
Apr. 3	Approved by Governor	1382

LEGISLATIVE BILL NO. 322. By Wells et al.

Feb. 12	Read first time	361
Feb. 15	Read second time. Referred to Committee on Appropriations	429
Mar. 9	Indefinitely postponed	662

LEGISLATIVE BILL NO. 323. By McMahon et al.

Feb. 12	Read first time	361
Feb. 15	Read second time. Referred to Committee on Appropriations	429
Mar. 10	Placed on General File	675
Mar. 22	Referred for review	896
Mar. 31	Placed on Select File	1052
Apr. 1	Select File. Referred for engrossment	1075, 1076
Apr. 2	Correctly engrossed	1093
Apr. 6	Read third time and passed 40-0	1115
Apr. 7	Correctly enrolled	1129
Apr. 7	Signed by President	1135
Apr. 7	Presented to Governor	1140
Apr. 8	Approved by Governor	1157

LEGISLATIVE BILL NO. 324. By Strong et al.

Feb. 12	Read first time	361
Feb. 15	Read second time. Referred to Committee on Appropriations	429
Apr. 16	Placed on General File	1238
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 325. By Tvrdik et al.

		Page
Feb. 12	Read first time	361
Feb. 15	Read second time. Referred to Committee on Appropriations	429
Mar. 10	Placed on General File	675
Mar. 22	Referred for review	896
Mar. 31	Placed on Select File	1052
Apr. 1	Select File. Referred for engrossment	1075, 1076
Apr. 5	Correctly engrossed	1102
Apr. 7	Read third time and passed 38-0	1131
Apr. 8	Correctly enrolled	1140
Apr. 8	Signed by President	1141
Apr. 8	Presented to Governor	1157
Apr. 8	Approved by Governor	1157

LEGISLATIVE BILL NO. 326. By Strong et al.

		Page
Feb. 12	Read first time	362
Feb. 15	Read second time. Referred to Committee on Appropriations	430
Apr. 16	Placed on General File	1238
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 327. By Committee on Appropriations.

		Page
Feb. 12	Read first time	362
Feb. 15	Read second time. Referred to Committee on Appropriations	430
Mar. 9	Placed on General File	662
Mar. 22	Referred for review	896
Mar. 31	Placed on Select File	1051
Apr. 1	Select File. Referred for engrossment	1074, 1076
Apr. 2	Correctly engrossed	1092
Apr. 6	Read third time and passed 39-0	1114
Apr. 7	Correctly enrolled	1129
Apr. 7	Signed by President	1135
Apr. 7	Presented to Governor	1140
Apr. 8	Approved by Governor	1157

LEGISLATIVE BILL NO. 328. By J. Adams, Jr., McMahon.

		Page
Feb. 12	Read first time	362
Feb. 15	Read second time. Referred to Committee on Banking and Insurance	430
Apr. 8	Indefinitely postponed	1139

LEGISLATIVE BILL NO. 329. By Committee on Appropriations.

		Page
Feb. 12	Read first time	362

		Page
Feb. 15	Read second time. Referred to Committee on Appropriations	430
Mar. 9	Placed on General File	662
Mar. 22	Referred for review	896
Mar. 31	Placed on Select File	1052
Apr. 1	Select File. Referred for engrossment	1075, 1076
Apr. 2	Correctly engrossed	1093
Apr. 6	Read third time and passed 42-0	1115
Apr. 7	Correctly enrolled	1129
Apr. 7	Signed by President	1135
Apr. 7	Presented to Governor	1140
Apr. 8	Approved by Governor	1157

LEGISLATIVE BILL NO. 330. By Committee on Appropriations.

Feb. 12	Read first time	363
Feb. 15	Read second time. Referred to Committee on Appropriations	430
Apr. 16	Placed on General File	1240
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 331. By Brandt.

Feb. 12	Read first time	363
Feb. 15	Read second time. Referred to Committee on Labor and Public Welfare	430
Mar. 25	Indefinitely postponed	966

LEGISLATIVE BILL NO. 332. By McMahon.

Feb. 12	Read first time	363
Feb. 15	Read second time. Referred to Committee on Revenue	430
Mar. 30	Indefinitely postponed	1020

LEGISLATIVE BILL NO. 333. By McMahon.

Feb. 12	Read first time	364
Feb. 15	Read second time. Referred to Committee on Revenue	430
Mar. 30	Indefinitely postponed	1020
Mar. 30	Committee report rejected. Placed on General File	1020
May 5	Motion	1517
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 334. By Hall et al.

Feb. 12	Read first time	364
Feb. 15	Read second time. Referred to Committee on Appropriations	430

		Page
Mar. 12	Placed on General File	714
Apr. 1	Motion	1077
Apr. 5	Referred for review	1108
Apr. 9	Placed on Select File	1156
Apr. 12	Select File. Referred for engrossment	1174, 1175
Apr. 13	Correctly engrossed	1189
Apr. 15	Read third time and failed of passage with emergency clause 28-14	1228
Apr. 15	Read third time and failed of passage with emergency clause stricken 12-21	1230
Apr. 19	Motion	1267

LEGISLATIVE BILL NO. 335. By Armstrong et al.

Feb. 12	Read first time	364
Feb. 15	Read second time. Referred to Committee on Public Highways and Bridges	430
May 15	Adjourned sine die	1743

LEGIALATIVE BILL NO. 336. By Armstrong.

Feb. 12	Read first time	365
Feb. 15	Read second time. Referred to Committee on Judiciary	430
Apr. 1	Indefinitely postponed	1068

LEGISLATIVE BILL NO. 337. By Regan.

Feb. 12	Read first time	365
Feb. 15	Read second time. Referred to Committee on Banking and Insurance	430
Mar. 18	Placed on General File	854
Apr. 1	Re-referred to Committee on Banking and Insurance	1069
Apr. 8	Placed on General File	1138
Apr. 19	Indefinitely postponed	1268

LEGISLATIVE BILL NO. 338. By Dunn.

Feb. 12	Read first time	365
Feb. 15	Read second time. Referred to Committee on Claims and Deficiencies	431
Feb. 25	Placed on General File	530
Mar. 2	Referred for review	598
Mar. 9	Placed on Select File	664
Mar. 10	Select File. Referred for engrossment	689, 692
Mar. 12	Correctly engrossed	736
Mar. 16	Read third time and passed 29-4	795
Mar. 19	Correctly enrolled	874

		Page
Mar. 19	Signed by President	875
Mar. 20	Presented to Governor	889
Mar. 25	Vetoed by Governor	985

LEGISLATIVE BILL NO. 339. By Haycock, Armstrong.

Feb. 12	Read first time	365
Feb. 15	Read second time. Referred to Committee on Judiciary	431
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 340. By Frost et al.

Feb. 12	Read first time	365
Feb. 15	Read second time. Referred to Committee on Agriculture	431
Mar. 10	Re-referred to Committee on Appropriations	675
Mar. 12	Placed on General File	715
Apr. 9	Indefinitely postponed	1160

LEGISLATIVE BILL NO. 341. By Comstock.

Feb. 15	Read first time	381
Feb. 16	Read second time. Referred to Committee on Revenue	437
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 342. By Comtsock (By request).

Feb. 15	Read first time	381
Feb. 16	Read second time. Referred to Committee on Judiciary	437
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 343. By Haycock.

Feb. 15	Read first time	381
Feb. 16	Read second time. Referred to Committee on Revenue	437
Apr. 16	Indefinitely postponed	1241

LEGISLATIVE BILL NO. 344. By Committee on Public Health and Miscellaneous Subjects (By request)

Feb. 15	Read first time	381
Feb. 16	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	437
Mar. 31	Placed on General File	1047
May 7	Motion	1560
May 15	Adjourned sine die	1743

Page

LEGISLATIVE BILL NO. 345. By McMahon, Wells.

Feb. 15	Read first time	382
Feb. 16	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	437
Mar. 10	Indefinitely postponed	675

LEGISLATIVE BILL NO. 346. By W. R. Johnson.

Feb. 15	Read first time	382
Feb. 16	Read second time. Referred to Committee on Judiciary	438
Mar. 30	Placed on General File	1019
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 347. By Thomas.

Feb. 15	Read first time	383
Feb. 16	Read second time. Referred to Committee on Judiciary	438
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 348. By McMahon.

Feb. 15	Read first time	383
Feb. 16	Read second time. Referred to Committee on Revenue	438
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 349. By Dafoe.

Feb. 15	Read first time	383
Feb. 16	Read second time. Referred to Committee on Judiciary	438
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 350. By Dunn.

Feb. 15	Read first time	384
Feb. 16	Read second time. Referred to Committee on Judiciary	438
May 7	Motion	1561
May 12	Placed on General File	1669
May 12	Referred for engrossment	1669
May 12	Correctly engrossed	1675
May 14	Read third time and passed 31-7	1723
May 15	Correctly enrolled	1736
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 351. By Dunn.

		Page
Feb. 15	Read first time	384
Feb. 16	Read second time. Referred to Committee on Judiciary	438
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 352. By Hall.

Feb. 15	Read first time	384
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	438
Mar. 19	Placed on General File	868
Apr. 21	Placed on Sifting File	1294
Apr. 21	Referred for review	1304
Apr. 27	Placed on Select File	1376
Apr. 28	Select File. Referred for engrossment	1414, 1417
Apr. 30	Correctly engrossed	1437
May 4	Read third time and passed 37-0	1484
May 6	Correctly enrolled	1529
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 7	Approved by Governor	1577

LEGISLATIVE BILL NO. 353. By Carpenter (By request).

Feb. 15	Read first time	384
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	438
Mar. 18	Indefinitely postponed	854

LEGISLATIVE BILL NO. 354. By Gantz.

Feb. 15	Read first time	384
Feb. 16	Read second time. Referred to Committee on Public Highways and Bridges	438
Mar. 15	Indefintiely postponed	749

LEGISLATIVE BILL NO. 355. By Gantz.

Feb. 15	Read first time	385
Feb. 16	Read second time. Referred to Committee on Judiciary	438
Mar. 16	Indefinitely postponed	766

LEGISLATIVE BILL NO. 356. By Regan.

Feb. 15	Read first time	385
Feb. 16	Read second time. Referred to Committee on Government	438
Mar. 30	Indefinitely postponed	1019

LEGISLATIVE BILL NO. 357. By Worthing.

		Page
Feb. 15	Read first time	385
Feb. 16	Read second time. Referred to Committee on Judiciary	438
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 358. By Slepicka et al.

Feb. 15	Read first time	385
Feb. 16	Read second time. Referred to Committee on Government	439
Mar. 25	Indefinitely postponed	954

LEGISLATIVE BILL NO. 359. By Ashmore (By request).

Feb. 15	Read first time	385
Feb. 16	Read second time. Referred to Committee on Education	439
Mar. 31	Indefinitely postponed	1034

LEGISLATIVE BILL NO. 360. By Brandt.

Feb. 15	Read first time	385
Feb. 16	Read second time. Referred to Committee on Judiciary	439
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 361. By Norton.

Feb. 15	Read first time	386
Feb. 16	Read second time. Referred to Committee on Government	439
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 362. By Norton, Neubauer.

Feb. 15	Read first time	386
Feb. 16	Read second time. Referred to Committee on Agriculture	439
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 363. By Norton.

Feb. 15	Read first time	386
Feb. 16	Read second time. Referred to Committee on Agriculture	439
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 364. By Haycock.

Feb. 15	Read first time	386
Feb. 16	Read second time. Referred to Committee on	

		Page
	Appropriations	439
Mar. 30	Placed on General File	1016
Apr. 12	Special Order	1175
Apr. 20	Referred for review	1281
Apr. 22	Placed on Select File	1311
Apr. 23	Select File. Referred for engrossment	1335, 1342
Apr. 23	Correctly engrossed	1343
Apr. 27	Motion	1389
Apr. 27	Read third time and failed of passage with emergency clause 27-13	1390
Apr. 27	Read third time and passed with emergency clause stricken 26-14	1391
Apr. 28	Correctly enrolled	1401
Apr. 28	Signed by President	1401
Apr. 30	Presented to Governor	1438
May 3	Vetoed by Governor	1468

LEGISLATIVE BILL NO. 365. By Haycock.

Feb. 15	Read first time	387
Feb. 16	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	439
Mar. 12	Placed on General File	720
Apr. 13	Referred for review	1194
Apr. 16	Placed on Select File	1241
Apr. 19	Select File. Referred for engrossment	1265, 1267
Apr. 20	Correctly engrossed	1271
Apr. 22	Read third time and passed 38-0	1315
Apr. 23	Correctly enrolled	1328
Apr. 23	Signed by President	1329
Apr. 24	Presented to Governor	1355
Apr. 24	Approved by Governor	1365

LEGISLATIVE BILL NO. 366. By Carlson.

Feb. 15	Read first time	387
Feb. 16	Read second time. Referred to Committee on Judiciary	439
Apr. 8	Indefinitely postponed	1139

LEGISLATIVE BILL NO. 367. By Regan, Hall.

Feb. 15	Read first time	387
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	439
Mar. 16	Placed on General File	770
Apr. 16	Referred for review	1252
Apr. 22	Placed on Select File	1310

		Page
Apr. 23	Select File. Referred for engrossment	1334, 1341
Apr. 28	Replaced on Select File	1400
Apr. 28	Select File. Referred for engrossment	1409, 1417
Apr. 29	Correctly engrossed	1423
May 4	Read third time and passed 30-12	1480
May 12	Correctly enrolled	1659
May 12	Signed by President	1659
May 12	Presented to Governor	1683
May 13	Approved by Governor	1700

LEGISLATIVE BILL NO. 368. By Carsten (By request).

Feb. 15	Read first time	387
Feb. 16	Read second time. Referred to Committee on Government	439
Mar. 25	Indefinitely postponed	954

LEGISLATIVE BILL NO. 369. By Hall.

Feb. 15	Read first time	387
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	439
Mar. 16	Placed on General File	779
Apr. 19	Indefinitely postponed	1268

LEGISLATIVE BILL NO. 370. By E. A. Adams.

Feb. 15	Read first time	388
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	440
Mar. 15	Indefinitely postponed	749

LEGISLATIVE BILL NO. 371. By E. A. Adams.

Feb. 15	Read first time	388
Feb. 16	Read second time. Referred to Committee on Judiciary	440
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 372. By E. A. Adams.

Feb. 15	Read first time	388
Feb. 16	Read second time. Referred to Committee on Commerce and Communications	440
Mar. 12	Indefinitely postponed	723

LEGISLATIVE BILL NO. 373. By J. Adams, Jr., Frost.

Feb. 15	Read first time	389
Feb. 16	Read second time. Referred to Committee on Public Highways and Bridges	440

		Page
Mar. 2	Motion	599
Mar. 4	Motion	625
Mar. 5	Placed on General File	628
Mar. 11	Re-referred to Committee on Highways and Bridges	712
Mar. 12	Motion	740
Apr. 15	Indefinitely postponed	1224

LEGISLATIVE BILL NO. 374. By J. Adams, Jr., Frost.

Feb. 15	Read first time	389
Feb. 16	Read second time. Referred to Committee on Revenue	440
May 4	Placed on General File	1496
May 7	Referred for review	1563
May 8	Placed on Select File	1585
May 8	Select File. Referred for engrossment	1587, 1590
May 10	Motion	1625
May 11	Replaced on Select File	1653
May 11	Select File. Referred for engrossment	1655, 1656
May 12	Correctly engrossed	1659
May 14	Read third time and passed 29-13	1707
May 15	Correctly enrolled	1736
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 375. By J. Adams, Jr., Frost.

Feb. 15	Read first time	389
Feb. 16	Read second time. Referred to Committee on Appropriations	440
Apr. 28	Indefinitely postponed	1395

LEGISLATIVE BILL NO. 376. By J. Adams, Jr., Frost.

Feb. 15	Read first time	389
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	440
Mar. 29	Placed on General File	994
May 4	Motion	1480
May 8	Referred for review	1579, 1584, 1595
May 10	Placed on Select File	1613
May 11	Select File. Referred for engrossment	1637, 1646
May 12	Correctly engrossed	1659
May 14	Read third time and passed 37-1	1721
May 15	Correctly enrolled	1736

		Page
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 377. By J. Adams, Jr., Frost.

Feb. 15	Read first time	389
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	440
Mar. 25	Placed on General File	966
May 4	Motion	1480
May 8	Motion. Referred for review	1590-1594
May 10	Placed on Select File	1613
May 11	Select File. Referred for engrossment	1637, 1646
May 12	Correctly engrossed	1659
May 14	Read third time and passed 38-1	1722
May 15	Correctly enrolled	1727
May 15	Signed by President	1728
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 378. By J. Adams, Jr., Frost.

Feb. 15	Read first time	390
Feb. 16	Read second time. Referred to Committee on Appropriations	440
Apr. 28	Placed on General File	1395
May 1	Reported for Sifting File	1451
May 6	Referred for review	1541
May 8	Placed on Select File	1569
May 10	Select File	1614
May 11	Select File. Referred for engrossment	1637, 1646
May 12	Correctly engrossed	1659
May 12	Replaced on General File	1674
May 12	Referred for re-engrossment	1675
May 12	Correctly re-engrossed	1683
May 14	Read third time and passed 36-2	1720
May 15	Correctly enrolled	1727
May 15	Signed by President	1728
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 379. By J. Adams, Jr., Frost.

Feb. 15	Read first time	390
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	440
Mar. 25	Placed on General File	966

		Page
May 4	Motion	1480
May 8	Indefinitely postponed	1595

LEGISLATIVE BILL NO. 380. By J. Adams, Jr., Frost.

Feb. 15	Read first time	390
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	440
Mar. 29	Placed on General File	995
May 4	Motion	1480
May 7	Motion	1562
May 8	Placed on Select File	1585
May 8	Select File. Referred for engrossment	1587, 1590
May 11	Correctly engrossed	1629
May 13	Read third time and passed 36-1	1694
May 15	Correctly enrolled	1727
May 15	Signed by President	1728
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 381. By J. Adams, Jr., Frost.

Feb. 15	Read first time	390
Feb. 16	Read second time. Referred to Committee on Appropriations	440
Apr. 15	Indefinitely postponed	1214

LEGISLATIVE BILL NO. 382. By J. Adams., Jr., Frost.

Feb. 15	Read first time	390
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	441
Mar. 29	Placed on General File	995
May 4	Motion	1480
May 7	Referred for review	1565
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 383. By Von Seggern.

Feb. 15	Read first time	390
Feb. 16	Read second time. Referred to Committee on Government	441
Apr. 1	Motion	1077
Apr. 19	Placed on General File	1259
Apr. 21	Placed on Sifting File. Referred for review	1294, 1306
Apr. 27	Placed on Select File	1378
Apr. 28	Select File. Referred for engrossment	1415, 1417
May 1	Correctly engrossed	1450

		Page
May 4	Replaced on Select File	1495
May 4	Select File. Referred for engrossment	1497, 1501
May 6	Correctly re-engrossed	1529
May 8	Read third time and passed 38-0	1570
May 10	Correctly enrolled	1597
May 10	Signed by President	1598
May 11	Presented to Governor	1654
May 13	Approved by Governor	1700

LEGISLATIVE BILL NO. 384. By Wells (By request)

Feb. 15	Read first time	391
Feb. 16	Read second time. Referred to Committee on Public Highways and Bridges	441
Mar. 15	Indefinitely postponed	749

LEGISLATIVE BILL NO. 385. By Von Seggern.

Feb. 15	Read first time	391
Feb. 16	Read second time. Referred to Committee on Government	441
Apr. 1	Motion	1077
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 386. By J. Adams, Jr.

Feb. 15	Read first time	391
Feb. 16	Read second time. Referred to Committee on Judiciary	441
Apr. 1	Placed on General File	1068
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 387. By E. A. Adams.

Feb. 15	Read first time	391
Feb. 16	Read second time. Referred to Committee on Revenue	441
Mar. 26	Placed on General File	981
Apr. 30	Reported for Sifting File	1439
Apr. 30	Referred for review	1447
May 12	Placed on Select File	1671
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 388. By E. A. Adams.

Feb. 15	Read first time	392
Feb. 16	Read second time. Referred to Committee on Government	441
Mar. 19	Placed on General File	870
Apr. 7	Motion. Referred for review	1133, 1134

		Page
Apr. 22	Placed on Select File	1308
Apr. 23	Select File. Referred for engrossment	1333, 1341
Apr. 27	Replaced on Select File	1380
Apr. 27	Select File. Referred for engrossment	1392, 1393
Apr. 28	Correctly engrossed	1401
Apr. 30	Read third time and passed 34-3	1439
May 3	Correctly enrolled	1468
May 3	Signed by President	1468
May 4	Presented to Governor	1478
May 8	Approved by Governor	1598

LEGISLATIVE BILL NO. 389. By Cady, Brodecky.

Feb. 15	Read first time	392
Feb. 16	Read second time. Referred to Committee on Legislative Administration	441
Apr. 5	Placed on General File	1102
May 5	Motion	1515, 1516, 1517
May 5	Referred for review	1518
May 8	Placed on Select File	1567
May 10	Select File. Referred for engrossment	1613, 1616
May 11	Correctly engrossed	1647
May 13	Read third time and passed 33-2	1698
May 14	Correctly enrolled	1719
May 14	Signed by President	1719
May 14	Presented to Governor	1726
May 14	Approved by Governor	1734

LEGISLATIVE BILL NO. 390. By Cady, Brodecky.

Feb. 15	Read first time	392
Feb. 16	Read second time. Referred to Committee on Legislative Administration	441
Apr. 5	Placed on General File	1102
May 5	Motion	1515, 1516, 1517
May 6	Referred for correlation	1539

LEGISLATIVE BILL NO. 391. By Von Seggern.

Feb. 15	Read first time	392
Feb. 16	Read second time. Referred to Committee on Government	441
Apr. 13	Placed on General File	1188
Apr. 14	Special Order	1211
Apr. 15	Referred for review	1236
Apr. 23	Placed on Select File	1328
Apr. 26	Select File. Referred for engrossment	1359

		Page
Apr. 28	Correctly engrossed	1401
Apr. 30	Referred for correlation	1446

LEGISLATIVE BILL NO. 392. By Von Seggern.

Feb. 15	Read first time	393
Feb. 16	Read second time. Referred to Committee on Government	441
Mar. 11	Placed on General File	701
Mar. 23	Re-referred to Committee on Government	908
Apr. 1	Motion	1077
Apr. 6	Placed on General File	1110
Apr. 14	Special order	1211
Apr. 15	Referred for review	1235
Apr. 22	Placed on Select File	1310
Apr. 23	Select File. Referred for engrossment	1334, 1341
Apr. 26	Correctly engrossed	1354
Apr. 28	Read third time and passed 40-0	1407
Apr. 29	Correctly enrolled	1423
Apr. 29	Signed by President	1423
Apr. 30	Presented to Governor	1451
May 4	Approved by Governor	1502

LEGISLATIVE BILL NO. 393. By Norton.

Feb. 15	Read first time	393
Feb. 16	Read second time. Referred to Committee on Government	441
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 394. By Norton.

Feb. 15	Read first time	393
Feb. 16	Read second time. Referred to Committee on Government	442
Mar. 18	Placed on General File	850
Apr. 16	Referred for review	1254
Apr. 28	Placed on Select File	1400
Apr. 29	Select File. Replaced on General File	1427
Apr. 29	Referred for engrossment	1429
May 3	Correctly engrossed	1467
May 5	Read third time and passed 33-5	1508
May 8	Correctly enrolled	1586
May 8	Signed by President	1586
May 10	Presented to Governor	1598
May 15	Approved by Governor	1738

LEGISLATIVE BILL NO. 395. By Norton.

		Page
Feb. 15	Read first time	393
Feb. 16	Read second time. Referred to Committee on Government	442
Mar. 25	Placed on General File	954
Apr. 1	Motion	1077
Apr. 6	Referred for review	1123
Apr. 15	Placed on Select File	1224
Apr. 16	Select File. Referred for engrossment	1249, 1250
Apr. 19	Correctly engrossed	1260
Apr. 21	Read third time and passed 31-8	1297
Apr. 22	Correctly enrolled	1312
Apr. 22	Signed by President	1312
Apr. 23	Presented to Governor	1329
Apr. 24	Approved by Governor	1365

LEGISLATIVE BILL NO. 396. By Norton.

Feb. 15	Read first time	393
Feb. 16	Read second time. Referred to Committee on Judiciary	442
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 397. By C. H. Peterson.

Feb. 15	Read first time	393
Feb. 16	Read second time. Referred to Committee on Education	442
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 398. By J. Adams, Jr. (By request).

Feb. 15	Read first time	394
Feb. 16	Read second time. Referred to Committee on Judiciary	442
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 399. By Dunn.

Feb. 15	Read first time	394
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	442
Mar. 11	Placed on General File	704
Apr. 7	Referred for review	1134
Apr. 14	Placed on Select File	1200
Apr. 15	Referred for engrossment	1232, 1233
Apr. 16	Correctly engrossed	1244
Apr. 20	Referred for correction	1275

		Page
Apr. 20	Reconsidered. Referred for re-engrossment	1282, 1285
Apr. 21	Correctly re-engrossed	1293
Apr. 23	Read third time and failed of passage with emergency clause 24-11	1331
Apr. 23	Read third time and passed with emergency clause stricken 25-10	1332
Apr. 27	Correctly enrolled	1381
Apr. 27	Signed by President	1381
Apr. 30	Presented to Governor	1438
May 3	Approved by Governor	1468

LEGISLATIVE BILL NO. 400. By C. H. Peterson.

Feb. 15	Read first time	394
Feb. 16	Read second time. Referred to Committee on Education	442
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 401. By C. H. Peterson.

Feb. 15	Read first time	395
Feb. 16	Read second time. Referred to Committee on Revenue	442
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 402. By C. H. Peterson.

Feb. 15	Read first time	395
Feb. 16	Read second time. Referred to Committee on Government	442
Mar. 25	Indefinitely postponed	956

LEGISLATIVE BILL NO. 403. By Reynolds (By request)

Feb. 15	Read first time	395
Feb. 16	Read second time. Referred to Committee on Government	442
Mar. 25	Indefinitely postponed	956

LEGISLATIVE BILL NO. 404. By Von Seggern, Cady.

Feb. 15	Read first time	395
Feb. 16	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	442
Mar. 4	Placed on General File	615
Mar. 5	Referred for review	644
Mar. 12	Placed on Select File	736
Mar. 15	Select File. Referred for engrossment	760, 762
Mar. 17	Correctly engrossed	816
Mar. 19	Read third time and passed 36-1	877

		Page
Mar. 22	Correctly enrolled	889
Mar. 22	Signed by President	890
Mar. 23	Presented to Governor	900
Mar. 23	Approved by Governor	951

LEGISLATIVE BILL NO. 405. By Cady.

Feb. 15	Read first time	395
Feb. 16	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	442
Mar. 26	Placed on General File	979
Apr. 22	Placed on Sifting File	1320
Apr. 23	Referred for review	1345
Apr. 27	Placed on Select File	1380
Apr. 28	Select File. Referred for engrossment	1416, 1418
May 1	Correctly engrossed	1450
May 4	Read third time and passed 38-0	1495
May 6	Correctly enrolled	1530
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 7	Approved by Governor	1577

LEGISLATIVE BILL NO. 406. By Dafoe et al.

Feb. 15	Read first time	395
Feb. 16	Read second time. Referred to Committee on Judiciary	443
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 407. By Slepicka.

Feb. 15	Read first time	396
Feb. 16	Read second time. Referred to Committee on Judiciary	443
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 408. By Gantz.

Feb. 15	Read first time	396
Feb. 16	Read second time. Referred to Committee on Judiciary	443
Mar. 26	Indefinitely postponed	979

LEGISLATIVE BILL NO. 409. By Gantz (By request).

Feb. 15	Read first time	396
Feb. 16	Read second time. Referred to Committee on Judiciary	443
Mar. 30	Placed on General File	1020
May 5	Motion	1517

		Page
May 7	Motion	1561
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 410. By Gantz, Dunn.

Feb. 15	Read first time	396
Feb. 16	Read second time. Referred to Committee on Revenue	443
Apr. 16	Indefinitely postponed	1241

LEGISLATIVE BILL NO. 411. By Committee on Appropriations.

Feb. 15	Read first time	397
Feb. 16	Read second time. Referred to Committee on Public Highways and Bridges	443
Mar. 11	Placed on General File	703
Mar. 31	Referred for review	1064
Apr. 12	Placed on Select File	1165
Apr. 13	Select File. Referred for engrossment	1192, 1193
Apr. 14	Correctly engrossed	1204
Apr. 16	Read third time and passed 38-0	1245
Apr. 19	Correctly enrolled	1260
Apr. 19	Signed by President	1260
Apr. 19	Presented to Governor	1285
Apr. 20	Approved by Governor	1294

LEGISLATIVE BILL NO. 412. By Committee on Appropriations.

Feb. 15	Read first time	397
Feb. 16	Read second time. Referred to Committee on Appropriations	443
Mar. 12	Placed on General File	718
Apr. 7	Referred for review	1135
Apr. 13	Placed on Select File	1189
Apr. 14	Select File. Referred for engrossment	1210
Apr. 15	Correctly engrossed	1226
Apr. 19	Read third time and passed 31-9	1262
Apr. 20	Correctly enrolled	1271
Apr. 20	Signed by President	1271
Apr. 21	Presented to Governor	1295
Apr. 23	Approved by Governor	1329

LEGISLATIVE BILL NO. 413. By Committee on Appropriations.

Feb. 15	Read first time	397
Feb. 16	Read second time. Referred to Committee on Appropriations	443
Apr. 5	Placed on General File	1102
Apr. 30	Reported for Sifting File	1439

		Page
Apr. 30	Referred for review	1445
May 5	Placed on Select File	1524
May 6	Select File. Referred for engrossment	1537, 1539
May 8	Correctly engrossed	1569
May 11	Read third time and passed 40-1	1633
May 12	Correctly enrolled	1659
May 12	Signed by President	1659
May 13	Presented to Governor	1694
May 13	Approved by Governor	1702

LEGISLATIVE BILL NO. 414. By Brady.

Feb. 15	Read first time	397
Feb. 16	Read second time. Referred to Committee on Claims and Deficiencies	443
Mar. 18	Placed on General File	828
Apr. 13	Referred for review	1196
Apr. 16	Placed on Select File	1242
Apr. 19	Select File. Referred for engrossment	1266, 1267
Apr. 20	Correctly engrossed	1271
Apr. 22	Read third time and passed 29-5	1316
Apr. 23	Correctly enrolled	1328
Apr. 23	Signed by President	1329
Apr. 24	Presented to Governor	1355
Apr. 24	Vetoed by Governor	1365

LEGISLATIVE BILL NO. 415. By Haycock et al.

Feb. 15	Read first time	398
Feb. 16	Read second time. Referred to Committee on Appropriations	443
Apr. 16	Placed on General File	1241
May 1	Reported for Sifting File	1451
May 1	Referred for review	1462
May 6	Placed on Select File	1546
May 7	Select File. Referred for engrossment	1555, 1556
May 11	Correctly engrossed	1647
May 13	Read third time and passed 40-0	1690
May 15	Correctly enrolled	1727
May 15	Signed by President	1728
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 416. By Worthing et al.

Feb. 15	Read first time	398
Feb. 16	Read second time. Referred to Committee on Judiciary	443

Page
Mar. 11 Placed on General File........ 704
Apr. 7 Referred for review........1134
Apr. 15 Placed on Select File........1224
Apr. 16 Select File. Referred for engrossment........1249, 1250
Apr. 19 Correctly engrossed........1260
Apr. 21 Read third time and passed 39-0........1298
Apr. 22 Correctly enrolled........1312
Apr. 22 Signed by President........1312
Apr. 23 Presented to Governor........1329
Apr. 23 Approved by Governor........1356

LEGISLATIVE BILL NO. 417. By J. Adams, Jr., Comstock.

Feb. 15 Read first time........ 398
Feb. 16 Read second time. Referred to Committee on Government........ 444
Mar. 30 Placed on General File........1019
May 5 Motion........1515, 1516
May 6 Motion........1532
May 15 Adjourned sine die........1743

LEGISLATIVE BILL NO. 418. By Carsten (By request)

Feb. 15 Read first time........ 398
Feb. 16 Read second time. Referred to Committee on Judiciary........ 444
Apr. 13 Indefinitely postponed........1188

LEGISLATIVE BILL NO. 419. By Carsten (By request)

Feb. 15 Read first time........ 399
Feb. 16 Read second time. Referred to Committee on Judiciary........ 444
Apr. 13 Indefinitely postponed........1188

LEGISLATIVE BILL NO. 420. By Haycock et al.

Feb. 15 Read first time........ 399
Feb. 16 Read second time. Referred to Committee on Judiciary........ 444
Apr. 13 Indefinitely postponed........1188

LEGISLATIVE BILL NO. 421. By Norton.

Feb. 15 Read first time........ 399
Feb. 16 Read second time. Referred to Committee on Public Health and Miscellaneous Subjects........ 444
May 15 Adjourned sine die........1743

LEGISLATIVE BILL NO. 422. By Norton.

Feb. 15 Read first time........ 399

		Page
Feb. 16	Read second time. Referred to Committee on Claims and Deficiencies	444
Apr. 21	Indefinitely postponed	1288

LEGISLATIVE BILL NO. 423. By McMahon.

Feb. 15	Read first time	400
Feb. 16	Read second time. Referred to Committee on Revenue	444
Mar. 25	Indefinitely postponed	954

LEGISLATIVE BILL NO. 424. By Howard, Brady.

Feb. 15	Read first time	400
Feb. 16	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	444
Apr. 15	Indefinitely postponed	1214

LEGISLATIVE BILL NO. 425. By Dunn.

Feb. 15	Read first time	400
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	444
May 1	Reported for Sifting File	1451
May 4	Placed on General File	1475
May 5	Referred for review	1526
May 8	Placed on Select File	1568
May 10	Select File. Referred for engrossment	1614, 1616
May 11	Correctly engrossed	1647
May 13	Read third time and passed 37-1	1699
May 14	Correctly enrolled	1719
May 14	Signed by President	1719
May 14	Presented to Governor	1726
May 14	Approved by Governor	1734

LEGISLATIVE BILL NO. 426. By Dunn.

Feb. 15	Read first time	401
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	444
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 427. By Dunn.

Feb. 15	Read first time	401
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	444
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 428. By Dunn.

Feb. 15	Read first time	401

		Page
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	444
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 429. By Dunn.

Feb. 15	Read first time	401
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	445
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 430. By Dunn.

Feb. 15	Read first time	402
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	445
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 431. By Haycock, Gantz.

Feb. 15	Read first time	402
Feb. 16	Read second time. Referred to Committee on Revenue	445
Mar. 31	Placed on General File	1033
May 3	Reported for Sifting File	1465
May 4	Referred for review	1503
May 7	Placed on Select File	1558
May 8	Select File. Referred for engrossment	1578, 1579
May 11	Correctly engrossed	1647
May 13	Read third time and passed 30-9	1691
May 15	Correctly enrolled	1735
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 432. By Tvrdik.

Feb. 15	Read first time	402
Feb. 16	Read second time. Referred to Committee on Education	445
Apr. 21	Placed on General File	1288
May 7	Motion	1560
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 433. By J. Adams, Jr. (By request)

Feb. 15	Read first time	402
Feb. 16	Read second time. Referred to Committee on Judiciary	445
Mar. 11	Placed on General File	702

Page
Mar. 25 Indefinitely postponed.......... 976

LEGISLATIVE BILL NO. 434. By Armstrong.
Feb. 15 Read first time.......... 403
Feb. 16 Read second time. Referred to Committee on Judiciary.......... 445
Apr. 13 Indefinitely postponed..........1188

LEGISLATIVE BILL NO. 435. By Armstrong et al.
Feb. 15 Read first time.......... 403
Feb. 16 Read second time. Referred to Committee on Public Health and Miscellaneous Subjects.......... 445
Mar. 10 Placed on General File.......... 675
Mar. 22 Referred for review.......... 896
Apr. 2 Placed on Select File..........1085
Apr. 5 Select File. Referred for engrossment..........1106, 1107
Apr. 6 Correctly engrossed..........1111
Apr. 8 Read third time and passed 38-0..........1141
Apr. 9 Correctly enrolled..........1157
Apr. 9 Signed by President..........1157
Apr. 9 Presented to Governor..........1167
Apr. 9 Approved by Governor..........1168

LEGISLATIVE BILL NO. 436. By Armstrong.
Feb. 15 Read first time.......... 403
Feb. 16 Read second time. Referred to Committee on Labor and Public Welfare.......... 445
Mar. 25 Indefinitely postponed.......... 966

LEGISLATIVE BILL NO. 437. By Tvrdik.
Feb. 15 Read first time.......... 403
Feb. 16 Read second time. Referred to Committee on Judiciary.......... 445
Mar. 11 Indefinitely postponed.......... 703

LEGISLATIVE BILL NO. 438. By Tvrdik (By request)
Feb. 15 Read first time.......... 403
Feb. 16 Read second time. Referred to Committee on Claims and Deficiencies.......... 445
Mar. 18 Placed on General File.......... 828
Apr. 13 Referred for review..........1196
Apr. 16 Placed on Select File..........1243
Apr. 19 Select File. Referred for engrossment..........1266, 1267
Apr. 20 Correctly engrossed..........1271

		Page
Apr. 22	Read third time and failed of passage with emergency clause 26-11	1318
Apr. 22	Read third time and passed with emergency clause stricken 26-8	1319
Apr. 23	Correctly enrolled	1344
Apr. 23	Signed by President	1344
Apr. 24	Presented to Governor	1355
Apr. 24	Vetoed by Governor	1365
May 13	Passed over Governor's veto 27-8	1685

LEGISLATIVE BILL NO. 439. By Knickrehm, Gantz (By request).

Feb. 15	Read first time	404
Feb. 16	Read second time. Referred to Committee on Revenue	445
Apr. 16	Indefinitely postponed	1241

LEGISLATIVE BILL NO. 440. By Knickrehm (By request)

Feb. 15	Read first time	404
Feb. 16	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	445
Mar. 24	Indefinitely postponed	938

LEGISLATIVE BILL NO. 441. By J. Adams, Jr. et al (By request).

Feb. 15	Read first time	404
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	446
Apr. 12	Placed on General File	1163
Apr. 20	Motion	1272
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 442. By R. W. Johnson.

Feb. 15	Read first time	404
Feb. 16	Read second time. Referred to Committee on Government	446
Mar. 30	Placed on General File	1019
May 1	Reported for Sifting File	1451
May 1	Referred for review	1462
May 4	Placed on Select File	1477
May 5	Select File. Referred for engrossment	1512, 1513
May 6	Correctly engrossed	1529
May 8	Replaced on Select File	1573
May 8	Select File. Re-referred for engrossment	1579
May 8	Correctly re-engrossed	1586
May 11	Read third time and passed 39-0	1629
May 13	Correctly enrolled	1692

		Page
May 13	Signed by President	1693
May 14	Presented to Governor	1726
May 14	Approved by Governor	1734

LEGISLATIVE BILL NO. 443. By R. W. Johnson.

		Page
Feb. 15	Read first time	404
Feb. 16	Read second time. Referred to Committee on Revenue	446
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 444. By R. W. Johnson.

		Page
Feb. 15	Read first time	404
Feb. 16	Read second time. Referred to Committee on Revenue	446
Apr. 16	Indefinitely postponed	1241

LEGISLATIVE BILL NO. 445. By Haycock.

		Page
Feb. 15	Read first time	405
Feb. 16	Read second time. Referred to Committee on Education	446
Mar. 24	Placed on General File	941
Apr. 21	Placed on Sifting File	1294
Apr. 23	Referred for review	1342
May 3	Placed on Select File	1466
May 4	Select File. Referred for engrossment	1499, 1500, 1501
May 7	Correctly engrossed	1559
May 10	Read third time and passed 42-0	1616
May 15	Correctly enrolled	1727
May 15	Signed by President	1728
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 446. By Tvrdik.

		Page
Feb. 15	Read first time	405
Feb. 16	Read second time. Referred to Committee on Judiciary	446
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 447. By C. H. Peterson, Reynolds.

		Page
Feb. 15	Read first time	405
Feb. 16	Read second time. Referred to Committee on Judiciary	446
Apr. 12	Placed on General File	1163
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 448. By C. H. Peterson.

		Page
Feb. 15	Read first time	406
Feb. 16	Read second time. Referred to Committee on Education	446
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 449. By Knickrehm et al.

Feb. 15	Read first time	406
Feb. 16	Read second time. Referred to Committee on Revenue	446
Apr. 16	Placed on General File	1241
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 450. By Reynolds.

Feb. 15	Read first time	406
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	446
Mar. 25	Placed on General File	966
Apr. 22	Placed on Sifting File	1320
Apr. 23	Referred for review	1345
Apr. 27	Placed on Select File	1380
Apr. 28	Select File. Referred for engrossment	1418
Apr. 30	Correctly engrossed	1438
May 4	Read third time and passed 34-2	1490
May 6	Correctly enrolled	1530
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 7	Approved by Governor	1577

LEGISLATIVE BILL NO. 451. By Tvrdik (By request).

Feb. 15	Read first time	406
Feb. 16	Read second time. Referred to Committee on Judiciary	446
Apr. 12	Placed on General File	1163
May 7	Motion	1560
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 452. By Comstock, Dunn.

Feb. 15	Read first time	406
Feb. 16	Read second time. Referred to Committee on Revenue	446
Apr. 7	Placed on General File	1127
May 5	Motion	1515, 1516
May 7	Motion	1561
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 453. By Dunn.

		Page
Feb. 15	Read first time	406
Feb. 16	Read second time. Referred to Committee on Judiciary	447
Mar. 26	Indefinitely postponed	979

LEGISLATIVE BILL NO. 454. By Dunn.

Feb. 15	Read first time	407
Feb. 16	Read second time. Referred to Committee on Judiciary	447
Mar. 22	Indefinitely postponed	882

LEGISLATIVE BILL NO. 455. By Frost.

Feb. 15	Read first time	407
Feb. 16	Read second time. Referred to Committee on Revenue	447
Mar. 25	Indefinitely postponed	954

LEGISLATIVE BILL NO. 456. By Frost.

Feb. 15	Read first time	407
Feb. 16	Read second time. Referred to Committee on Government	447
Mar. 30	Placed on General File	1019
May 1	Reported for Sifting File	1451
May 3	Referred for review	1471
May 6	Placed on Select File	1547
May 7	Select File. Referred for engrossment	1556
May 10	Correctly engrossed	1597
May 12	Read third time and passed 38-4	1665
May 13	Correctly enrolled	1692
May 13	Signed by President	1693
May 14	Presented to Governor	1726
May 14	Approved by Governor	1734

LEGISLATIVE BILL NO. 457. By Frost.

Feb. 15	Read first time	407
Feb. 16	Read second time. Referred to Committee on Revenue	447
Mar. 25	Indefinitely postponed	954

LEGISLATIVE BILL NO. 458. By Brodecky, Frost.

Feb. 15	Read first time	407
Feb. 16	Read second time. Referred to Committee on Judiciary	447

Page

Mar. 11 Indefinitely postponed 704

LEGISLATIVE BILL NO. 459. By C. H. Peterson.

Feb. 15 Read first time 408
Feb. 16 Read second time. Referred to Committee on Judiciary 447
Mar. 16 Indefinitely postponed 766

LEGISLATIVE BILL NO. 460. By Carpenter (By request).

Feb. 15 Read first time 408
Feb. 16 Read second time. Referred to Committee on Judiciary 447
Mar. 30 Placed on General File 1020
May 15 Adjourned sine die 1743

LEGISLATIVE BILL NO. 461. By Von Seggern, Cady.

Feb. 15 Read first time 408
Feb. 16 Read second time. Referred to Committee on Education 447
Apr. 20 Placed on General File 1273
Apr. 22 Placed on Sifting File 1320
Apr. 23 Referred for review 1345
Apr. 27 Placed on Select File 1380
Apr. 28 Select File. Referred for engrossment 1416, 1418
Apr. 30 Correctly engrossed 1438
May 4 Read third time and passed 26-6 1491
May 6 Correctly enrolled 1530
May 6 Signed by President 1530
May 7 Presented to Governor 1559
May 7 Approved by Governor 1577

LEGISLATIVE BILL NO. 462. By C. H. Peterson.

Feb. 15 Read first time 408
Feb. 16 Read second time. Referred to Committee on Judiciary 447
May 15 Adjourned sine die 1743

LEGISLATIVE BILL NO. 463. By Neubauer (By request).

Feb. 15 Read first time 408
Feb. 16 Read second time. Referred to Committee on Agriculture 447
Mar. 17 Indefinitely postponed 803

LEGISLATIVE BILL NO. 464. By Neubauer (By request).

Feb. 15 Read first time 409
Feb. 16 Read second time. Referred to Committee on

		Page
	Agriculture	447
Mar. 29	Placed on General File	996
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 465. By Neubauer (By request).

Feb. 15	Read first time	409
Feb. 16	Read second time. Referred to Committee on Agriculture	448
Mar. 29	Placed on General File	996
Apr. 26	Reported for Sifting File	1355
Apr. 29	Referred for review	1432
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 466. By Worthing (By request).

Feb. 15	Read first time	409
Feb. 16	Read second time. Referred to Committee on Claims and Deficiencies	448
Apr. 2	Placed on General File	1085
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 467. By Brodecky, Reynolds.

Feb. 15	Read first time	409
Feb. 16	Read second time. Referred to Committee on Education	448
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 468. By McMahon.

Feb. 15	Read first time	410
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	448
Mar. 25	Indefinitely postponed	966

LEGISLATIVE BILL NO. 469. By W. R. Johnson et al.

Feb. 15	Read first time	410
Feb. 16	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	448
Mar. 10	Placed on General File	675
Mar. 22	Indefinitely postponed	896
Mar. 24	Motion	952

LEGISLATIVE BILL NO. 470. By Diers.

Feb. 15	Read first time	410
Feb. 16	Read second time. Referred to Committee on Agriculture	448
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 471. By J. Adams, Jr. (By request).

		Page
Feb. 15	Read first time	410
Feb. 16	Read second time. Referred to Committee on Judiciary	448
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 472. By Haycock.

Feb. 15	Read first time	411
Feb. 16	Read second time. Referred to Committee on Judiciary	448
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 473. By Comstock, Dunn (By request).

Feb. 15	Read first time	411
Feb. 16	Read second time. Referred to Committee on Revenue	448
Mar. 30	Indefinitely postponed	1020
Mar. 30	Placed on General File	1020
May 5	Motion	1517
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 474. By Comstock, Dunn (By request).

Feb. 15	Read first time	411
Feb. 16	Read second time. Referred to Committee on Claims and Deficiencies	448
Apr. 21	Indefinitely postponed	1288

LEGISLATIVE BILL NO. 475. By Comstock (By request).

Feb. 15	Read first time	412
Feb. 16	Read second time. Referred to Committee on Revenue	448
Mar. 31	Placed on General File	1033
May 7	Motion	1561
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 476. By Diers (By request).

Feb. 15	Read first time	412
Feb. 16	Read second time. Referred to Committee on Agriculture	448
Mar. 19	Indefinitely postponed	872

LEGISLATIVE BILL NO. 477. By Von Seggern.

Feb. 15	Read first time	412
Feb. 16	Read second time. Referred to Committee on	

		Page
	Education	449
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 478. By Brady.

Feb. 15	Read first time	412
Feb. 16	Read second time. Referred to Committee on Education	449
Feb. 19	Re-referred to Committee on Judiciary	489
Mar. 23	Placed on General File	899
Apr. 23	Opinion of Attorney General	1330
Apr. 26	Reported for Sifting File	1355
Apr. 27	Referred for review	1393
May 6	Placed on Select File	1542
May 7	Select File. Referred for engrossment	1553, 1556
May 11	Correctly engrossed	1647
May 13	Read third time and passed 32-7	1687
May 15	Correctly enrolled	1727
May 15	Signed by Presidnet	1728
May 15	Presented to Governor	1737
May 17	Approved by Governor	1752

LEGISLATIVE BILL NO. 479. By McMahon.

Feb. 15	Read first time	413
Feb. 16	Withdrawn	437

LEGISLATIVE BILL NO. 480. By E. A. Adams et al.

Feb. 15	Read first time	413
Feb. 16	Read second time. Referred to Committee on Government	449
Mar. 30	Indefinitely postponed	1019

LEGISLATIVE BILL NO. 481. By E. A. Adams et al.

Feb. 15	Read first time	414
Feb. 16	Read second time. Referred to Committee on Government	449
Mar. 30	Placed on General File	1018
Apr. 21	Placed on Sifting File. Referred for review	1294, 1305
May 5	Placed on Select File	1521
May 7	Select File. Referred for engrossment	1552, 1556
May 10	Correctly engrossed	1597
May 12	Read third time and passed 31-10	1663
May 13	Correctly enrolled	1692
May 13	Signed by President	1693
May 14	Presented to Governor	1726
May 15	Approved by Governor	1734

Page

LEGISLATIVE BILL NO. 482. By Schultz.

Feb. 15	Read first time	414
Feb. 16	Read second time. Referred to Committee on Education	449
Mar. 24	Indefinitely postponed	942

LEGISLATIVE BILL NO. 483. By Committee on Education.

Feb. 15	Read first time	414
Feb. 16	Read second time. Referred to Committee on Education	449
Apr. 21	Placed on General File	1288
Apr. 30	Reported for Sifting File	1439
May 1	Referred for review	1461
May 4	Placed on Select File	1475
May 5	Select File. Referred for engrossment	1511, 1513
May 10	Correctly engrossed	1613
May 12	Read third time and passed 38-0	1660
May 12	Correctly enrolled	1676
May 12	Signed by President	1676
May 13	Presented to Governor	1694
May 13	Approved by Governor	1702

LEGISLATIVE BILL NO. 484. By Dafoe.

Feb. 15	Read first time	415
Feb. 16	Read second time. Referred to Committee on Judiciary	449
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 485. By Miller.

Feb. 15	Read first time	415
Feb. 16	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	449
Mar. 12	Placed on General File	720
Apr. 14	Indefinitely postponed	1211

LEGISLATIVE BILL NO. 486. By W. R. Johnson et al.

Feb. 15	Read first time	415
Feb. 16	Read second time. Referred to Committee on Public Highways and Bridges	449
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 487. By W. R. Johnson et al.

Feb. 15	Read first time	416
Feb. 16	Read second time. Referred to Committee on Public Highways and Bridges	449

		Page
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 488. **By Pizer** (By request).

Feb. 15	Read first time	416
Feb. 16	Withdrawn	437

LEGISLATIVE BILL NO. 489. By Pizer, Murphy.

Feb. 15	Read first time	416
Feb. 16	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	450
Apr. 15	Indefinitely postponed	1214

LEGISLATIVE BILL NO. 490. By Pizer, Murphy.

Feb. 15	Read first time	416
Feb. 16	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	450
Apr. 15	Indefinitely postponed	1214

LEGISLATIVE BILL NO. 491. By Pizer, Murphy.

Feb. 15	Read first time	416
Feb. 16	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	450
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 492. By Pizer, Murphy.

Feb. 15	Read first time	416
Feb. 16	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	450
Apr. 15	Indefinitely postponed	1214

LEGISLATIVE BILL NO. 493. By Pizer, Murphy.

Feb. 15	Read first time	416
Feb. 16	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	450
Apr. 15	Indefinitely postponed	1214

LEGISLATIVE BILL NO. 494. By Pizer, Murphy.

Feb. 15	Read first time	417
Feb. 16	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	450
Apr. 15	Indefinitely postponed	1214

LEGISLATIVE BILL NO. 495. By Dunn.

Feb. 15	Read first time	417
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	450

		Page
Mar. 15	Placed on General File	749
Apr. 13	Referred for review	1196
Apr. 22	Placed on Select File	1310
Apr. 23	Select File	1334
Apr. 28	Select File. Referred for engrossment	1409, 1417
Apr. 30	Correctly engrossed	1437
May 4	Read third time and passed 36-2	1481
May 6	Correctly enrolled	1529
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 7	Approved by Governor	1577

LEGISLATIVE BILL NO. 496. By Dunn, Gantz.

Feb. 15	Read first time	417
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	450
Mar. 30	Placed on General File	1017
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 497. By Dafoe.

Feb. 15	Read first time	417
Feb. 16	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	450
Apr. 15	Indefinitely postponed	1214

LEGISLATIVE BILL NO. 498. By Dafoe.

Feb. 15	Read first time	417
Feb. 16	Read second time. Referred to Committee on Judiciary	450
Mar. 22	Placed on General File	882
May 1	Reported for Sifting File	1451
May 1	Referred for review	1462
May 5	Placed on Select File	1525
May 6	Select File. Referred for engrossment	1537, 1539
May 10	Correctly engrossed	1597
May 12	Read third time and passed 40-0	1660
May 13	Correctly enrolled	1692
May 13	Signed by President	1693
May 14	Presented to Governor	1726
May 14	Approved by Govenor	1734

LEGISLATIVE BILL NO. 499. By Neubauer et al.

Feb. 15	Read first time	418
Feb. 16	Read second time. Referred to Committee on Agriculture	450

		Page
Apr. 14	Placed on General File	1197
Apr. 22	Placed on Sifting File	1320
Apr. 26	Referred for review	1359
May 1	Placed on Select File	1450
May 4	Select File. Referred for engrossment	1498, 1501
May 8	Correctly engrossed	1569
May 11	Read third time and passed 37-3	1630
May 14	Correctly enrolled	1719
May 14	Signed by President	1719
May 14	Presented to Governor	1726
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 500. By Dafoe et al.

Feb. 15	Read first time	418
Feb. 16	Read second time. Referred to Committee on Judiciary	451
Mar. 11	Indefinitely postponed	704
Apr. 9	Motion	1158

LEGISLATIVE BILL NO. 501. By Dafoe.

Feb. 15	Read first time	418
Feb. 16	Read second time. Referred to Committee on Judiciary	451
Apr. 13	Indefinitely postponed	1188

LEGISLATIVE BILL NO. 502. By Carsten (By request).

Feb. 15	Read first time	418
Feb. 16	Read second time. Referred to Committee on Education	451
Mar. 31	Indefinitely postponed	1034
Mar. 31	Motion	1034
Apr. 2	Action reconsidered. Placed on General File	1094
Apr. 8	Motion. Referred for review	1148
Apr. 27	Placed on Select File	1368
Apr. 28	Select File. Referred for engrossment	1412, 1417
Apr. 30	Correctly engrossed	1437
May 4	Read third time and passed 38-0	1482
May 6	Correctly enrolled	1529
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 11	Approved by Governor	1654

LEGISLATIVE BILL NO. 503. By Tvrdik, Worthing.

Feb. 15	Read first time	419

		Page
Feb. 16	Read second time. Referred to Committee on Judiciary	451
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 504. By Armstrong.

Feb. 15	Read first time	419
Feb. 16	Read second time. Referred to Committee on Public Highways and Bridges	451
Mar. 11	Indefinitely postponed	703

LEGISLATIVE BILL NO. 505. By Armstrong.

Feb. 15	Read first time	419
Feb. 16	Read second time. Referred to Committee on Government	451
Mar. 30	Indefinitely postponed	1019

LEGISLATIVE BILL NO. 506. By Armstrong.

Feb. 15	Read first time	419
Feb. 16	Read second time. Referred to Committee on Government	451
Mar. 30	Placed on General File	1019
Apr. 21	Placed on Sifting File. Referred for review	1294, 1305
Apr. 27	Placed on Select File	1377
Apr. 28	Select File. Referred for engrossment	1415, 1417
Apr. 30	Correctly engrossed	1438
May 4	Read third time and passed 37-1	1486
May 6	Correctly enrolled	1530
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 7	Approved by Governor	1577

LEGISLATIVE BILL NO. 507. By Armstrong.

Feb. 15	Read first time	419
Feb. 16	Read second time. Referred to Committee on Government	451
Mar. 30	Indefinitely postponed	1019

LEGISLATIVE BILL NO. 508. By Armstrong.

Feb. 15	Read first time	419
Feb. 16	Read second time. Referred to Committee on Government	451
Mar. 30	Placed on General File	1019
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 509. By Armstrong.

Feb. 15	Read first time	419

Page

Feb. 16 Read second time. Referred to Committee on Government 451
Mar. 30 Placed on General File..........1019
May 15 Adjourned sine die..........1743

LEGISLATIVE BILL NO. 510. By Armstrong.

Feb. 15 Read first time.......... 420
Feb. 16 Read second time. Referred to Committee on Judiciary 451
Apr. 8 Placed on General File..........1139
May 15 Adjourned sine die..........1743

LEGISLATIVE BILL NO. 511. By Schultz (By request).

Feb. 15 Read first time.......... 420
Feb. 16 Read second time. Referred to Committee on Public Highways and Bridges.......... 451
Apr. 15 Indefinitely postponed..........1224

LEGISLATIVE BILL NO. 512. By Schultz (By request)

Feb. 15 Read first time.......... 420
Feb. 16 Read second time. Referred to Committee on Banking and Insurance.......... 452
Apr. 1 Indefinitely postponed..........1067
Apr. 2 Motion 1094

LEGISLATIVE BILL NO. 513. By Brandt.

Feb. 15 Read first time.......... 420
Feb. 16 Read second time. Referred to Committee on Commerce and Communications.......... 452
Feb. 26 Indefinitely postponed.......... 547

LEGISLATIVE BILL NO. 514. By E. A. Adams.

Feb. 15 Read first time.......... 420
Feb. 16 Read second time. Referred to Committee on Government 452
Mar. 30 Indefinitely postponed..........1019

LEGISLATIVE BILL NO. 515. By Hall.

Feb. 15 Read first time.......... 420
Feb. 16 Read second time. Referred to Committee on Banking and Insurance.......... 452
Mar. 18 Placed on General File.......... 854
Apr. 19 Referred for review..........1268
Apr. 22 Placed on Select File..........1311
Apr. 23 Select File. Referred for engrossment..........1335, 1341

		Page
Apr. 26	Corerctly engrossed	1354
Apr. 28	Read third time and passed 38-0	1408
May 1	Correctly enrolled	1450
May 1	Signed by President	1451
May 4	Presented to Governor	1478
May 5	Approved by Governor	1530

LEGISLATIVE BILL NO. 516. By E. A. Adams, Worthing.

Feb. 15	Read first time	421
Feb. 16	Read second time. Referred to Committee on Judiciary	452
Mar. 26	Indefinitely postponed	979

LEGISLATIVE BILL NO. 517. By C. H. Peterson et al.

Feb. 15	Read first time	421
Feb. 16	Read second time. Referred to Committee on Appropriations	452
Apr. 27	Placed on General File	1367
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 518. By C. H. Peterson, Dafoe.

Feb. 15	Read first time	421
Feb. 16	Read second time. Referred to Committee on Appropriations	452
Apr. 15	Indefinitely postponed	1214

LEGISLATIVE BILL NO. 519. By Neubauer et al.

Feb. 15	Read first time	421
Feb. 16	Read second time. Referred to Committee on Revenue	452
Mar. 25	Indefinitely postponed	954

LEGISLATIVE BILL NO. 520. By Thomas.

Feb. 15	Read first time	422
Feb. 16	Read second time. Referred to Committee on Judiciary	452
Mar. 8	Placed on General File	650
Mar. 19	Referred for review	880
Mar. 25	Placed on Select File	969
Mar. 26	Select File. Referred for engrossment	990, 991
Mar. 29	Correctly engrossed	1002
Mar. 31	Read third time and passed 41-0	1060
Apr. 1	Correctly enrolled	1068
Apr. 1	Signed by President	1069
Apr. 1	Presented to Governor	1094
Apr. 6	Approved by Governor	1129

LEGISLATIVE BILL NO. 521. By Dunn, Gantz.

		Page
Feb. 15	Read first time	422
Feb. 16	Read second time. Referred to Committee on Judiciary	452
Apr. 1	Indefinitely postponed	1068

LEGISLATIVE BILL NO. 522. By Dafoe, Norton.

Feb. 15	Read first time	422
Feb. 16	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	452
Apr. 15	Placed on General File	1214
Apr. 15	Special order	1228
Apr. 19	Motion	1268
Apr. 20	Referred for review	1282
Apr. 27	Placed on Select File	1373
Apr. 29	Select File. Referred for engrossment	1427, 1429
May 4	Correctly engrossed	1477
May 6	Read third time and passed 36-0	1533
May 13	Correctly enrolled	1692
May 13	Signed by President	1693
May 14	Presented to Governor	1726
May 15	Approved by Governor	1738

LEGISLATIVE BILL NO. 523. By Cady, Dafoe.

Feb. 15	Read first time	422
Feb. 16	Read second time. Referred to Committee on Judiciary	452
Mar. 8	Placed on General File	652
Mar. 18	Placed at head of General File	865
Mar. 19	Referred for review	878
Mar. 25	Placed on Select File	967
Mar. 26	Select File. Referred for engrossment	988, 991
Mar. 29	Correctly engrossed	1002
Mar. 31	Read third time and passed 30-11	1057
Apr. 1	Correctly enrolled	1068
Apr. 1	Signed by President	1068
Apr. 1	Presented to Governor	1069
Apr. 2	Approved by Governor	1099

LEGISLATIVE BILL NO. 524. By Thomas et al.

Feb. 15	Read first time	422
Feb. 16	Read second time. Referred to Committee on Appropriations	453
Mar. 16	Placed on General File	765

		Page
Apr. 1	Motion	1077
Apr. 7	Motion	1133
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 525. By E. A. Adams.

Feb. 15	Read first time	422
Feb. 16	Read second time. Referred to Committee on Revenue	453
Apr. 9	Placed on General File	1151
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 526. By R. W. Johnson (By request).

Feb. 15	Read first time	423
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	453
Apr. 2	Placed on General File	1085
May 5	Motion	1515, 1516, 1517
May 6	Motion	1532
May 7	Referred for review	1564
May 8	Placed on Select File	1586
May 8	Select File. Referred for engrossment	1589, 1590
May 10	Motion	1616
May 11	Referred for engrossment	1646
May 12	Correctly engrossed	1659
May 14	Read third time and passed 30-7	1717
May 15	Correctly enrolled	1736
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 527. By Haycock et al.

Feb. 15	Read first time	423
Feb. 16	Read second time. Referred to Committee on Government	453
Apr. 14	Indefinitely postponed	1198

LEGISLATIVE BILL NO. 528. By Pizer, Murphy.

Feb. 15	Read first time	423
Feb. 16	Read second time. Referred to Committee on Drainage, Irrigation and Water Power	453
Mar. 4	Indefinitely postponed	615

LEGISLATIVE BILL NO. 529. By Tvrdik, Dafoe.

Feb. 15	Read first time	423

		Page
Feb. 16	Read second time. Referred to Committee on Judiciary	453
Apr. 1	Indefinitely postponed	1068

LEGISLATIVE BILL NO. 530. By Armstrong, Dafoe.

Feb. 15	Read first time	423
Feb. 16	Read second time. Referred to Committee on Judiciary	453
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 531. By Dafoe et al.

Feb. 15	Read first time	424
Feb. 16	Read second time. Referred to Committee on Appropriations	453
Mar. 12	Placed on General File	718
Apr. 1	Motion	1077
Apr. 2	Referred for review	1099
Apr. 7	Placed on Select File	1128
Apr. 8	Select File. Referred for engrossment	1145, 1146
Apr. 9	Correctly engrossed	1157
Apr. 13	Read third time and passed 39-0	1190
Apr. 14	Correctly enrolled	1204
Apr. 14	Signed by President	1204
Apr. 14	Presented to Governor	1226
Apr. 15	Approved by Governor	1236

LEGISLATIVE BILL NO. 532. By Tvrdik, C. H. Peterson.

Feb. 15	Read first time	424
Feb. 16	Read second time. Referred to Committee on Judiciary	453
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 533. By Wells et al.

Feb. 15	Read first time	424
Feb. 16	Read second time. Referred to Committee on Commerce and Communications	453
Mar. 3	Re-referred to Committee on Labor aand Public Welfare	604
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 534. By E. A. Adams.

Feb. 15	Read first time	424
Feb. 16	Read second time. Referred to Committee on Commerce and Communications	453
Mar. 12	Indefinitely postponed	723

LEGISLATIVE BILL NO. 535. By Carlson.

		Page
Feb. 15	Read first time	425
Feb. 16	Read second time. Referred to Committee on Revenue	454
Apr. 16	Indefinitely postponed	1241

LEGISLATIVE BILL NO. 536. By Haycock.

Feb. 15	Read first time	425
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	454
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 537. By Brodecky.

Feb. 15	Read first time	426
Feb. 16	Read second time. Referred to Committee on Public Health and Miscellaneous Subjects	454
Mar. 5	Placed on General File	640
Mar. 19	Referred for review	879
Mar. 25	Placed on Select File	967
Mar. 26	Select File. Referred for engrossment	988, 991
Mar. 29	Replaced on Select File	1002
Mar. 29	Select File. Referred for engrossment	1008
Mar. 30	Correctly engrossed	1021
Apr. 1	Read third time and passed 41-1	1072
Apr. 2	Correctly enrolled	1093
Apr. 2	Signed by President	1093
Apr. 2	Presented to Governor	1102
Apr. 3	Approved by Governor	1103

LEGISLATIVE BILL NO. 538. By J. Adams, Jr. (By request).

Feb. 15	Read first time	426
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	454
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 539. By J. Adams, Jr. (By request).

Feb. 15	Read first time	426
Feb. 16	Read second time. Referred to Committee on Labor and Public Welfare	454
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 540. By Dunn, Slepicka.

Feb. 15	Read first time	431
Feb. 16	Read second time. Referred to Committee on Claims and Deficiencies	454

		Page
Apr. 2	Placed on General File	1085
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 541. By J. B. Peterson.

Feb. 15	Read first time	432
Feb. 16	Read second time. Referred to Committee on Judiciary	454
Apr. 1	Indefinitely postponed	1068

LEGISLATIVE BILL NO. 542. By J. B. Peterson.

Feb. 15	Read first time	432
Feb. 16	Read second time. Referred to Committee on Judiciary	454
Apr. 13	Indefinitely postponed	1188
Apr. 14	Motion	1210

LEGISLATIVE BILL NO. 543. By Dunn, Von Seggern.

Feb. 15	Read first time	432
Feb. 16	Read second time. Referred to Committee on Appropriations	454
Apr. 13	Placed on General File	1187
May 12	Referred for engrossment	1670
May 12	Correctly engrossed	1675
May 14	Read third time and passed 32-5	1723
May 14	Motion	1725
May 15	Correctly enrolled	1736
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 17	Approved by Governor	1752

LEGISLATIVE BILL NO. 544. By Committee on Appropriations.

Feb. 15	Read first time	432
Feb. 16	Read second time. Referred to Committee on Commerce and Communications	454
Feb. 26	Indefinitely postponed	547

LEGISLATIVE BILL NO. 545. By Brady.

Feb. 15	Read first time	432
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	454
Apr. 8	Indefinitely postponed	1139

LEGISLATIVE BILL NO. 546. By Worthing (By request).

Feb. 15	Read first time	432
Feb. 16	Read second time. Referred to Committee on Judiciary	454

		Page
Mar. 11	Indefinitely postponed	704

LEGISLATIVE BILL NO. 547. By Comstock (By request).

Feb. 15	Read first time	432
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	455
Mar. 18	Indefinitely postponed	854
Apr. 15	Motion	1235

LEGISLATIVE BILL NO. 548. By Comstock (By request).

Feb. 15	Read first time	433
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	455
Mar. 18	Indefinitely postponed	854
Apr. 15	Motion	1235

LEGISLATIVE BILL NO. 549. By Comstock (By request)

Feb. 15	Read first time	433
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	455
Mar. 18	Indefinitely postponed	854
Apr. 15	Motion	1235

LEGISLATIVE BILL NO. 550. By Comstock (By request)

Feb. 15	Read first time	433
Feb. 16	Read second time. Referred to Committee on Banking and Insurance	455
Mar. 18	Indefinitely postponed	854
Apr. 15	Motion	1235

LEGISLATIVE BILL NO. 551. By Armstrong.

Feb. 15	Read first time	433
Feb. 16	Read second time. Referred to Committee on Judiciary	455
Mar. 11	Placed on General File	704
Apr. 5	Referred for review	1109
Apr. 20	Placed on Select File	1270
Apr. 21	Select File. Referred for engrossment	1300
Apr. 22	Correctly engrossed	1312
Apr. 26	Read third time and passed 38-0	1358
Apr. 28	Correctly enrolled	1401
Apr. 28	Signed by President	1401
Apr. 30	Presented to Governor	1438
May 3	Approved by Governor	1468

LEGISLATIVE BILL NO. 552. By Committee on Appropriations.

		Page
Feb. 24	Read first time	519
Feb. 24	Read second time. Referred to Committee on Appropriations	520
Feb. 27	Rules suspended; placed on General File	560, 561
Feb. 27	Referred for engrossment	580
Feb. 27	Correctly engrossed	582
Mar. 2	Rules suspended. Read third time and passed 32-0	599
Mar. 2	Correctly enrolled	602
Mar. 2	Signed by President	602
Mar. 2	Presented to Governor	615
Mar. 3	Approved by Governor	619

LEGISLATIVE BILL NO. 553. By Norton.

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Mar. 9	Read first time	667
Mar. 9	Read second time	668
Apr. 6	Placed on General File	1111
Apr. 30	Referred for Sifting File	1449
May 1	Referred for review	1453
May 6	Placed on Select File	1546
May 7	Select File. Referred for engrossment	1555, 1556
May 10	Correctly engrossed	1613
May 12	Read third time and passed 36-6	1664
May 15	Correctly enrolled	1727
May 15	Signed by President	1728
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 554. By Miller.

Mar. 11	Read first time	707
Mar. 11	Read second time. Referred to Committee on Revenue	707
Apr. 16	Indefinitely postponed	1241
May 7	Motion	1560

LEGISLATIVE BILL NO. 555. By Carpenter.

Mar. 17	Read first time	817
Mar. 17	Read second time. Referred to Committee on Judiciary	817
Mar. 30	Placed on General File	1020
May 3	Placed on Sifting File	1465
May 3	Referred for review	1471
May 5	Placed on Select File	1525

		Page
May 6	Select File. Referred for engrossment	1538, 1539
May 8	Correctly engrossed	1586
May 11	Read third time and passed 38-0	1635
May 12	Correctly enrolled	1676
May 12	Signed by President	1676
May 13	Presented to Governor	1694
May 13	Approved by Governor	1702

LEGISLATIVE BILL NO. 556. By Diers.

Mar. 24	Read first time	944
Mar. 24	Read second time. Referred to Committee on Government	945
Apr. 1	Placed on General File	1068
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 557. By Dafoe, Dunn.

Mar. 24	Read first time	945
Mar. 24	Read second time. Referred to Committee on Judiciary	946
Apr. 1	Placed on General File	1068
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 558. By Committee on Claims and Deficiencies.

Mar. 26	Read first time	986
Mar. 26	Read second time. Referred to Committee on Appropriations	987
Apr. 15	Indefinitely postponed	1214

LEGISLATIVE BILL NO. 559. By Committee on Appropriations.

Mar. 29	Read first time	1004
Mar. 29	Read second time. Referred to Committee on Legislative Administration	1004
Apr. 5	Placed on General File	1102
Apr. 30	Reported for Sifting File	1439
May 1	Referred for review	1460
May 11	Placed on Select File	1647
May 12	Select File. Referred for engrossment	1676-1681
May 12	Correctly engrossed	1683
May 14	Read third time and passed 36-0	1724
May 15	Correctly enrolled	1736
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 20	Vetoed by Governor	1746

LEGISLATIVE BILL NO. 560. By Committee on Public Highways and Bridges.

		Page
Mar. 31	Read first time	1055
Mar. 31	Read second time. Referred to Committee on Public Highways and Bridges	1056
Apr. 8	Placed on General File	1139
Apr. 12	Motion	1175
Apr. 12	Referred for review	1176
Apr. 15	Placed on Select File	1226
Apr. 16	Select File. Referred for engrossment	1249, 1250
Apr. 19	Replaced on Select File	1259
Apr. 19	Select File. Referred for engrossment	1264, 1267
Apr. 20	Correctly engrossed	1271
Apr. 22	Read third time and passed 38-0	1314
Apr. 23	Correctly enrolled	1328
Apr. 23	Signed by President	1329
Apr. 23	Presented to Governor	1344
Apr. 23	Approved by Governor	1356

LEGISLATIVE BILL NO. 561. By Gantz.

Apr. 1	Read first time	1071
Apr. 1	Read second time. Referred to Committee on Judiciary	1072
Apr. 8	Placed on General File	1139
Apr. 16	Motion. Referred for review	1253, 1254
Apr. 21	Placed on Select File	1293
Apr. 22	Select File. Referred for engrossment	1322, 1323
Apr. 23	Correctly engrossed	1328
Apr. 27	Read third time and passed 41-0	1388
Apr. 28	Correctly enrolled	1401
Apr. 28	Signed by President	1401
Apr. 30	Presented to Governor	1438
May 4	Approved by Governor	1478

LEGISLATIVE BILL NO. 562. By Brady.

Apr. 5	Read first time	1104
Apr. 5	Read second time. Referred to Committee on Appropriations	1105
Apr. 13	Placed on General File	1187
Apr. 19	Motion	1268
Apr. 20	Referred for review	1285
Apr. 27	Placed on Select File	1375
Apr. 28	Select File. Referred for engrossment	1414, 1417
May 1	Correctly engrossed	1450

		Page
May 4	Read third time and passed 37-0	1494
May 6	Corretcly enrolled	1530
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 7	Approved by Governor	1577

LEGISLATIVE BILL NO. 563. By Dafoe et al.

Apr. 7	Read first time	1130
Apr. 8	Read second time. Referred to Committee on Judiciary	1141
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 564. By Brady et al.

Apr. 9	Read first time	1158
Apr. 9	Read second time. Referred to Committee on Appropriations	1159
Apr. 15	Placed on General File	1214
Apr. 19	Motion	1268
Apr. 20	Referred for review	1286
Apr. 28	Placed on Select File	1400
Apr. 29	Select File. Referred for engrossment	1428, 1429
May 3	Correctly engrossed	1467
May 5	Read third time and failed of passage with emergency clause 24-13	1509
May 5	Read third time and passed with emergency clause stricken 22-11	1510
May 8	Correctly enrolled	1586
May 8	Signed by President	1586
May 10	Presented to Governor	1598
May 14	Vetoed by Governor	1706

LEGISLATIVE BILL NO. 565. By Norton, J. Adams Jr.

Apr. 12	Read first time	1168
Apr. 12	Read second time. Referred to Committee on Government	1169
Apr. 13	Motion	1194
Apr. 20	Placed on General File	1269
Apr. 22	Placed on Sifting File	1320
Apr. 23	Referred for review	1345
Apr. 27	Placed on Select File	1379
Apr. 28	Select File. Referred for engrossment	1416, 1417
Apr. 30	Correctly engrossed	1438
May 4	Read third time and passed 31-4	1489
May 6	Correctly enrolled	1530

Page
May 6 Signed by President....1530
May 10 Presented to Governor....1598
May 13 Approved by Governor....1700

LEGISLATIVE BILL NO. 566. By Thomas.
Apr. 15 Read first time....1227
Apr. 15 Read second time. Referred to Committee on Judiciary....1227
Apr. 15 Placed on General File....1227
Apr. 16 Referred for review....1254
Apr. 21 Placed on Select File....1293
Apr. 22 Select File. Referred for engrossment....1323
Apr. 23 Correctly engrossed....1328
Apr. 27 Read third time and pasesd 41-0....1388
Apr. 28 Correctly enrolled....1401
Apr. 28 Signed by President....1401
Apr. 30 Presented to Governor....1438
May 3 Approved by Governor....1478

LEGISLATIVE BILL NO. 567. By Committee on Claims and Deficiencies.
Apr. 20 Read first time....1283
Apr. 20 Read second time. Placed on General File, special order....1284
Apr. 21 Reported for Sifting File....1294
Apr. 22 Referred for review....1325
Apr. 28 Re-referred to Committee on Claims and Deficiencies....1421
Apr. 29 Replaced on General File....1423
Apr. 29 Motion. Referred for engrossment....1429
May 1 Re-referred for review....1463
May 3 Placed on Select File....1467
May 4 Select File. Referred for engrossment....1500, 1502
May 6 Correctly engrossed....1547
May 8 Read third time and passed 36-2....1571
May 10 Action reconsidered to include 581. Motion....1601, 1626
May 11 Correctly re-engrossed....1629
May 13 Read third time and passed....1697
May 15 Correctly enrolled....1727
May 15 Signed by President....1728
May 15 Presented to Governor....1737
May 20 Approved by Governor with exceptions....1747

LEGISLATIVE BILL NO. 568. By Dafoe.
Apr. 22 Read first time....1313

		Page
Apr. 22	Read second time. Placed on General File	1313
Apr. 23	Referred to Committee on Public Health and Miscellaneous Subjects	1342
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 569. By Brady et al.

Apr. 25	Message from Governor	1362
Apr. 26	Read first time	1362
Apr. 26	Read second time. Placed on Select File	1363
Apr. 28	Referred for engrossment	1417
May 5	Replaced on Select File	1505
May 6	Select File. Referred for engrossment	1538, 1539
May 8	Correctly engrossed	1586
May 11	Read third time and passed 35-2	1635
May 13	Correctly enrolled	1692
May 13	Signed by President	1693
May 14	Presented to Governor	1726
May 15	Approved by Governor	1738

LEGISLATIVE BILL NO. 570. By Regan, Diers.

Apr. 27	Read first time	1382
Apr. 27	Read second time. Referred to Committee on Judiciary	1383
May 15	Adjourned sine die	1743

LEGISLATIVE BILL NO. 571. By Committee on Appropriations.

Apr. 27	Read first time	1382
Apr. 27	Read second time. Placed on General File	1383
Apr. 27	Placed on Select File	1383
Apr. 28	Referred for engrossment	1418
Apr. 30	Correctly engrossed	1438
May 4	Read third time and passed 38-0	1492
May 6	Correctly enrolled	1530
May 6	Signed by President	1530
May 7	Presented to Governor	1559
May 7	Approved by Governor	1577

LEGISLATIVE BILL NO. 572. By J. Adams Jr. et al.

Apr. 29	Read first time	1424
Apr. 29	Read second time. Placed on General File	1426
May 7	Motion	1561
May 8	Motion	1584
May 10	Motion	1626
May 11	Referred for engrossment	1656
May 12	Correctly engrossed	1675

Page
May 14 Read third time and failed of passage with emergency clause 24-9....1710
May 14 Read third time and passed with emergency clause stricken 24-11....1711
May 15 Correctly enrolled....1736
May 15 Signed by President....1736
May 15 Presented to Governor....1737
May 18 Approved by Governor....1752

LEGISLATIVE BILL NO. 573. By J. Adams, Jr. et al.
Apr. 29 Read first time....1424
Apr. 29 Read second time. Placed on General File....1426
May 7 Motion....1561
May 8 Motion....1584
May 10 Motion....1626
May 11 Referred for engrossment....1656
May 12 Correctly engrossed....1675
May 14 Read third time and failed of passage with emergency clause 23-12....1712
May 14 Read third time and passed with emergency clause stricken 23-10....1712
May 15 Correctly enrolled....1736
May 15 Signed by President....1736
May 15 Presented to Governor....1737
May 18 Approved by Governor....1752

LEGISLATIVE BILL NO. 574. By J. Adams, Jr. et al.
Apr. 29 Read first time....1425
Apr. 29 Read second time. Placed on General File....1426
May 7 Motion....1561
May 8 Motion....1584
May 10 Motion....1626
May 11 Referred for engrossment....1656
May 12 Correctly engrossed....1659
May 14 Read third time and failed of passage with emergency clause 18-8....1713
May 14 Read third time and passed with emergency clause stricken 23-11....1714
May 15 Correctly enrolled....1727
May 15 Signed by President....1728
May 15 Presented to Goveronr....1737
May 18 Approved by Governor....1752

LEGISLATIVE BILL NO. 575. By J. Adams, Jr. et al.
Apr. 29 Read first time....1425

		Page
Apr. 29	Read second time. Placed on General File	1426
May 7	Motion	1561
May 8	Motion	1584
May 10	Motion	1626
May 11	Referred for engrossment	1656
May 12	Correctly engrossed	1659
May 14	Read third time and failed of passage with emergency clause 13-8	1714
May 14	Read third time and passed with emergency clause stricken 23-15	1715
May 15	Correctly enrolled	1727
May 15	Signed by President	1727
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 576. By J. Adams, Jr. et al.

Apr. 29	Read first time	1425
Apr. 29	Read second time. Placed on General File	1426
May 7	Motion	1561
May 8	Motion	1584
May 10	Motion	1626
May 11	Referred for engrossment	1656
May 12	Correctly engrossed	1673
May 14	Read third time and failed of passage with emergency clause 22-10	1715
May 14	Read third time and passed with emergency clause stricken 24-10	1716
May 15	Correctly enrolled	1736
May 15	Signed by President	1736
May 15	Presented to Governor	1737
May 18	Approved by Governor	1752

LEGISLATIVE BILL NO. 577. By Committee on Appropriations.

May 3	Read first time	1471
May 3	Read second time. Placed on Select File (Rules suspended)	1472
May 6	Select File. Referred for engrossment	1539
May 7	Correctly engrossed	1559
May 10	Read third time and passed 32-0	1621
May 11	Correctly enrolled	1647
May 11	Signed by President	1653
May 12	Presented to Governor	1668
May 17	Approved by Governor	1752

LEGISLATIVE BILL NO. 578. By Howard et al.

		Page
May 4	Read first time	1479
May 4	Read second time. Placed on General File	1480
May 7	Referred for review	1563
May 8	Placed on Select File	1585
May 8	Select File. Referred for engrossment	1589, 1590
May 11	Correctly engrossed	1629
May 13	Read third time and passed 34-0	1695
May 15	Correctly enrolled	1727
May 15	Signed by President	1728
May 15	Presented to Governor	1737
May 17	Approved by Governor	1752

LEGISLATIVE BILL NO. 579. By Comstock.

May 6	Read first time	1531
May 6	Read second time. Placed on General File	1532
May 7	Referred for review	1564
May 8	Placed on Select File	1586
May 8	Select File. Referred for engrossment	1589, 1590
May 11	Correctly engrossed	1629
May 13	Read third time and passed 37-0	1696
May 14	Correctly enrolled	1719
May 14	Signed by President	1719
May 14	Presented to Governor	1726
May 14	Approved by Governor	1734

LEGISLATIVE BILL NO. 580. By Brady.

May 7	Read first time	1557
May 7	Read second time. Placed on Select File (Rules suspended)	1557
May 7	Indefinitely postponed	1558

LEGISLATIVE BILL NO. 581. By Regan, Dunn.

May 10	Read first time	1601
May 11	Read second time. Indefinitely postponed	1629

LEGISLATIVE RESOLUTION NO. 1. By Brady et al.

Jan. 21	Read first time	143
Jan. 22	Read second time. Referred to Committee on Appropriations	158
Jan. 28	Placed on General File	220
Jan. 29	Placed on Legislative File	234
Jan. 29	Referred for review	234
Feb. 1	Placed on Select File	239

		Page
Feb. 1	Referred for engrossment	242
Feb. 2	Correctly engrossed	245
Feb. 5	Read third time and passed 37-1	275
Feb. 8	Correctly enrolled	281
Feb. 8	Signed by President	296
Feb. 8	Presented to Governor	301
Feb. 10	Approved by Governor	312

LEGISLATIVE RESOLUTION NO. 2. By Brady, Regan.

Jan. 27	Read first time	204
Jan. 27	Read second time. Referred to Committee on Judiciary	205
May 15	Adjourned sine die	1743

LEGISLATIVE RESOLUTION NO. 3. By Gantz, Howard.

Feb. 10	Read first time	316
Feb. 11	Read second time. Referred to Committee on Judiciary	335
May 15	Adjourned sine die	1743

LEGISLATIVE RESOLUTION NO. 4. By Armstrong et al.

Feb. 11	Read first time	334
Feb. 12	Read second time. Referred to Committee on Appropriations	352
Mar. 1	Placed on General File	585
Mar. 4	Referred for review	625
Mar. 11	Placed on Select File	705
Mar. 12	Select File. Referred for engrossment	739
Mar. 15	Correctly engrossed	750
Mar. 17	Read third time and failed of passage 12-22	819

LEGISLATIVE RESOLUTION NO. 5. By Miller et al.

Feb. 23	Read first time	504
Feb. 24	Read second time. Referred to Committee on Appropriations	519
Mar. 9	Indefinitely postponed	662

LEGISLATIVE RESOLUTION NO. 6. By Committee on Appropriations.

May 3	Read first time	1472
May 3	Read second time. Placed on Select File (Rules suspended)	1472
May 6	Referred for engrossment	1538
May 7	Correctly engrossed	1559
May 10	Read third time and passed 31-0	1621

		Page
May 12	Correctly enrolled	1659
May 12	Signed by President	1659
May 12	Presented to Governor	1683
May 13	Approved by Governor	1700

SUMMARY OF LEGISLATIVE BILLS

Number of Legislative Bills introduced..581

The following table shows the final disposition
of each bill introduced

General File:

441
265
274
151
213
76
271
134
464
153
119
120
121
333
473
496
417
508
509
346
187
409
460
475
138
344
17
45
287
386
557
556
540
466
452
276
510
525
447
451
264
256
324
326
330
449
164
118
432
517
25
524

Enrollment and Review (Initial): 465, 382.

Select File: 96, 387.

Enrollment and Review (Final):

Third Reading:

Passed by Legislature:

Approved by Governor:

1, 2, 3, 4, 5, 6, 7, 10, 12, 14, 15, 20, 22, 23, 26, 32, 37, 38, 39, 40, 46, 47, 49, 50, 52, 53, 55, 57, 58, 59, 60, 68, 69, 71, 72, 73, 75, 77, 78, 79, 80, 81, 83, 84, 90, 95, 97, 101, 107, 108, 111, 112, 115, 117, 122, 123, 124, 125, 126, 129, 131, 133, 137, 139, 140, 143, 144, 146, 147, 152, 157, 158, 163, 165, 167, 168, 169, 175, 176, 178, 179, 182, 183, 189, 190, 191, 194, 196, 198, 201, 202, 204, 205, 206, 211, 212, 216, 220, 221, 223, 224, 225, 227, 231, 232, 237, 241, 244, 245, 246, 252, 258, 262, 263, 266, 267, 268, 269, 273, 277, 280, 286, 290, 297, 298, 299, 300, 301, 302, 306, 308, 310, 311, 312, 314, 316, 319, 320, 321, 323, 325, 327, 329, 350, 352, 365, 367, 374, 376, 377, 378, 380, 383, 388, 389, 392, 394, 395, 399, 404, 405, 411, 412, 413, 415, 416, 425, 431, 435, 442, 445, 450, 456, 461, 478, 481, 483, 495, 498, 499, 502, 506, 515, 520, 522, 523, 526, 531, 537, 543, 551, 552, 553, 555, 560, 561, 562, 565, 566, 569, 571, 572, 573, 574, 575, 576, 577, 578, 579.

Approved by Governor with some items stricken: 567.

Became law without approval of Governor: 70.

Passed over Governor's Veto: 438.

Vetoed by Governor:

9, 27, 67, 172, 188, 222, 243, 253, 279, 281, 295, 338, 364, 414, 559, 564.

Indefinitely Postponed:

8, 11, 13, 16, 18, 19, 21, 28, 29, 30, 31, 33, 35,
36, 41, 42, 43, 44, 48, 56, 62, 63, 64, 66, 74, 82,
85, 86, 87, 88, 89, 91, 92, 93, 94, 98, 99, 100, 103,
105, 106, 110, 113, 114, 116, 127, 130, 132, 135, 136, 142, 148,
149, 150, 154, 155, 156, 159, 166, 170, 171, 177, 180, 181, 184,
185, 186, 192, 193, 195, 197, 199, 200, 203, 208, 209, 214, 215,
217, 218, 219, 226, 228, 230, 233, 234, 235, 236, 242, 247, 249,
250, 251, 254, 259, 270, 272, 278, 282, 283, 284, 288, 289, 291,
292, 293, 294, 296, 303, 304, 307, 309, 313, 315, 317, 318, 322,
328, 331, 332, 336, 337, 340, 342, 343, 345, 347, 349, 353, 354,
355, 356, 357, 358, 359, 360, 366, 368, 369, 370, 371, 372, 373,
375, 379, 381, 384, 396, 397, 400, 402, 403, 406, 407, 408, 410,
418, 419, 420, 422, 423, 424, 433, 434, 436, 437, 439, 440, 444,
446, 448, 453, 454, 455, 457, 458, 459, 463, 467, 468, 469, 472,
474, 476, 477, 480, 482, 484, 485, 489, 490, 492, 493, 494, 497,
500, 501, 503, 504, 505, 507, 511, 512, 513, 514, 516, 518, 519,
521, 527, 528, 529, 532, 534, 535, 541, 542, 544, 545, 546, 547,
548, 549, 550, 554, 558, 580, 581.

Failed on Third Reading: 65, 102, 161, 210, 334.

Correlated: 257, 390, 391.

Withdrawn: 145, 160, 285, 479, 488.

Standing Committees:

24, 34, 51, 54, 61, 104, 109, 128, 141, 162, 173, 174, 207,
229, 238, 239, 240, 248, 255, 260, 261, 275, 305, 335, 339, 341,
348, 351, 361, 362, 363, 385, 393, 398, 401, 421, 426, 427, 428,
429, 430, 443, 462, 470, 471, 486, 487, 491, 530, 533, 536, 538,
539, 563, 568, 570.

* * * * *

Legislative Resolutions introduced.. 6

Passed by Legislature:

Approved by Governor: L. R. 1, L. R. 6.

Indefinitely postponed: L. R. 5.

Failed on Third Reading: L. R. 4.

Standing Committees: L. R. 2, L. R. 3.

GENERAL INDEX

Fifty-second Session

Page

ADDRESS

- Norris, George W. 5

ADJOURNMENT

- Sine die 1743
- Special 970, 1256, 1261
- Spring vacation 482, 555, 557, 592

APPOINTMENTS

- Bane, Harry (Director State Employment Service) 1729, 1730
- Crites, E. D. (Board of Education of State Normal Schools) .. 77, 85
- Douglas, J. B. (Game, Forestation and Parks Commisison) .. 77, 84
- Malone, Robert T. (Director Unemployment Compensation) 1569, 1584, 1611
- McNeny, Bernard (Board of Education of State Normal Schools) 77, 86
- Nuquist, Maud E. (Board of Control) 230, 237
- Smith, Wm. H. (Tax Commissioner) 76, 84
- Spencer, Guy R. (Game, Forestation and Parks Commission) 76, 85
- Vandemoer, Neil C. (Director of Assistance) 1728, 1729

APPORTIONMENT

- Congressional Districts VI
- Judicial Districts .... XI, XII
- Legislative Districts .... VII-X

APPRECIATION

- Omaha and organizations therein 379

BOND

- Governor's 27

CERTIFICATE

- Secretary of State, election returns 17-19

Page

CLERK
- Agriculture 173
- Appropriations 136
- Banking and Insurance 787
- Claims and Deficiencies 173
- Commerce and Communications 202
- Drainage, Irrigation and Water Power 173, 671
- Education 671
- Enrollment and Review 297
- Government 173
- Judiciary 202
- Labor and Public Welfare 173
- Legislature, temporary 1
- Public Health and Miscellaneous Subjects 787
- Public Highways and Bridges 173
- Standing Committees 135

COMMISSION
- Interstate Cooperation, report 150-154
- Swedish Colony, Delaware 1684
- Worlds Fair
  - New York 1021, 1095, 1177, 1394, 1445, 1503
  - San Francisco 1177, 1445

COMMITTEES

- Select

  - Adjournment 1256, 1741, 1742
  - Arbor Day 1324, 1329
  - Chief Justice, to escort 3, 27
  - Credentials 2

  - Funeral
    - Andrews, Vernon D. 789
    - Thomas, Mrs. Addie M 1261

  - Governor
    - Budget message 171, 172, 173
    - Inaugural ceremonies 21, 24, 27

  - Legislature
    - Organized 11, 12

Page

- Labor delegation from Omaha 80
- Legislative chamber, rearranging 1502, 1622
- Lincoln's birthday 308, 371
- National Forum of State Legislatures 910
- Secretary of State
  - Election returns 16
  - Governor's bond and oath 27
- Sifting 1272, 1516
- State officers, to notify 28
- Washington's birthday 456, 494

Standing

- Agriculture 66, 165
- Appropriations 66
- Banking and Insurance 66, 166, 787
- Claims and Deficiencies 67
- Commerce and Communications 67, 87, 192, 202
- Committee on Committees 11, 13, 14, 20, 23, 63, 66, 130, 154, 910, 1725
- Drainage, Irrigation and Water Power 66, 192, 671
- Education 67, 192, 671
- Enrollment and Review 67, 297, 301, 1738
- Government 67, 671
- Judiciary 67, 74, 165, 202
- Labor and Public Welfare 67, 217
- Legislative Administration (employment) 20, 25, 162, 231, 462, 494, 821,1082, 1527, 1736
- Membership 23
- Public Health and Miscellaneous Subjects 67, 87, 203, 787
- Public Highways and Bridges 67, 135, 258
- Revenue 68, 165
- Rules 23, 92, 115, 118, 126, 1730

COMMUNICATIONS AND MESSAGES

- Allred, James V., Governor of Texas 876
- Brady, Frank J. 112
- Columbus, Mayor of 801
- Governor, R. L. Cochran 31, 62, 173, 174, 186, 189, 215, 229, 230, 1361, 1514, 1600
- Lincoln Central Labor Union 1016
- Lusienski, Ed. F. 20
- Omaha Chamber of Commerce 243
- TePoel, L. J. 1032
- Van Pelt, Robert 88
- Worley, Mrs. T. H. 328

Page

COUNCIL OF STATE GOVERNMENTS
- Membership ... 154

ELECTION
- Officers of Legislature ... 7-11
- Returns ... 16, 17

EMPLOYEES
- Additional ... 494
- Discharge, motion to ... 1548
- Doorkeeper ... 213
- Retained after adjournment ... 1741
- Sergeant-at-arms ... 2
- Wage scale and salaries ... 148, 162, 462, 821, 1082, 1527

EXPENSE
- Floral offerings ... 560, 626, 1147, 1194, 1261, 1422, 1584
- Legislature ... 162, 462, 821, 1082, 1527

FLAGS
- Presentation ... 1741, 1742

GOVERNOR
- Appointments ...
  76-78, 84, 230, 237, 1569, 1584, 1611, 1728, 1729, 1730
- Bills requested ... 1362
- Messages from
  - Bonds, construction contracts ... 1361
  - Budget ... 173, 174, 215, 229
  - Condon, John R. ... 1600
  - Financial reports ... 186, 189
  - Inauguration ... 31, 62
  - State Assistance ... 1514
  - Vetoes ... 1745, 1751
  - World's Fair ... 1021, 1095

HIGHWAYS
- Additional ... 258
- Bills ... 135
- Hearing, general ... 868

INAUGURATION
- Committee on Ceremonies ... 21, 24, 27
- Governor's message ... 31, 62

INTERGOVERNMENTAL COOPERATION ... 154, 1186

Page

INVITATION

Lincoln Chamber of Commerce.......... 20
Omaha Chamber of Commerce.......... 243

LEGAL ADVISERS

Legislature 14, 15, 73, 74, 88

LEGISLATIVE BILLS

Approved after adjournment.......... 1752
By Committees 1787-1808
By Introducers 1763-1786
Enacted into law.......... 1753-1762
Index, Chronological 1809-1948
Mailing list 73
Proposed 1576, 1586
Requested by Governor.......... 1362
Summary 1949, 1950

LEGISLATIVE CHAMBER

Seats
  Rearranging 1502, 1622
  Removing 172

LEGISLATIVE COUNCIL

Membership 1578, 1595, 1656, 1703
Office space 1704

LEGISLATIVE JOURNALS

Constituents, mailing 88
Contract for 1741
Members 14
Permanent, mailing 1740, 1742

LEGISLATIVE REFERENCE BUREAU

Services 75

LEGISLATURE

Membership .... IV, V
Mileage 73
Sessions .... XIII, XIV

NATIONAL FORUM OF STATE GOVERNMENTS

Membership 910

NOTICE

Hearings 436
Legislative Reference Bureau.......... 1658

Page

OATH OF OFFICE
- Deferred, Leo N. Swanson ... 30
- Judges of Supreme Court ... 29
- Members of Legislature ... 4
- Officers of Legislature ... 19
- Railway Commissioner ... 30
- Regent of University ... 30
- State Officers ... 28

OFFICE PERSONNEL
- Enlarge, to ... 494

OFFICERS
- Elective ... 7
- Roster ... III
- Salary ... 464

ORDER OF BUSINESS ... 69

ORGANIZATION
- Confirmation ... 26
- Permanent ... 6
- Temporary clerk ... 1
- Temporary sergeant-at-arms ... 2

PICTURE
- Group in lounge ... 1739
- Howard, A. T. in Blue Book ... 81

PRESS
- Correspondents ... III
- Courtesies ... 14

PRINTING
- Bids, awarded ... 1736
- Legislative Journals ... 1741

PROGRAMS
- Lincoln's Birthday ... 308, 371
- Mother's Day poem ... 1566
- Washington's Birthday ... 494

PUBLICATIONS
- Unsigned ... 257

Page

RADIO
- Announcer ... III

RESOLUTIONS
- Adopted
  - Agricultural Research ... 380, 944, 1081
  - American Elm, state tree ... 285, 381
  - Columbus, Genoa ... 1104
  - Council of State Governments ... 121
  - Eppley Hotels Company ... 1103
  - Federal Moratorium ... 205, 231
  - Flood sufferers, Ohio ... 166
  - Legislature, loan ... 82
  - Legislature, title ... 70, 78
  - Luikart, E. H ... 1599
  - Meats, importation ... 156, 206, 231, 285, 301, 742
  - Memorializing Congress
    - Anti lynch bill ... 379, 478
    - Grain and feed loans ... 89, 92
    - Public education ... 1204, 1226
    - Sheppard-Hill bill (Universal Service Act) ... 137, 145
    - Star route carriers ... 166, 194
    - Supreme Court, reorganization ... 335, 352, 436, 465, 467
    - W P A allotments ... 21
  - Memory of
    - Andrews, Vernon D ... 788
    - Hunt, Edward L ... 1022
    - Kieck, William G ... 1070
    - Porter, George Clark ... 943
    - Springer, Henry M ... 706
    - Thomas, Mrs. Addie M ... 1260
    - Wells, Thomas H ... 203
    - Wise, John S ... 193
    - Yochum, Lewis G ... 537
  - Omaha entertainment ... 379
  - Room 2100, use of ... 26
  - Swedish Colony, Delaware ... 1684
  - Wells, Frank S., felicitating ... 62
- Not adopted
  - Bible, Dana X ... 157
  - Fischer, Henry et al ... 155, 194, 300, 435, 464
  - North Brothers, statues ... 139, 145
  - Public Utilities Commission ... 237

Page

RULES
  Amendments 93, 115, 118, 126, 308, 479, 489, 492, 603
   1029, 1517, 1562, 1730
  Proposed 92
  Revised ....XV-XXXI
  Special 644, 983, 1029
  Suspended 1673
  Temporary 69

SALARY
  Employees of Legislature............148, 162, 463, 821, 1082, 1527
  Members of Legislature..........73, 462, 1082

SESSION LAWS
  Citing 1935 226
  Members et al.......... 14

STATE ASSISTANCE
  Board 1503
  Message, Governor 1514
  Statement 622, 658, 1418, 1419

STATE HISTORICAL SOCIETY
  Copyright, Volume 22..........1422

STATE RAILWAY COMMISSION
  Report 280

STATUES IN NATIONAL HALL
  Committee report 488

STATUTES
  Members et al.......... 14
  Supplement 14, 89, 92, 163, 231

SUMMARY
  Legislative Bills..........1949, 1950

SUPPLIES
  Binders 250
  Blackboard 164
  Letterheads 65
  Locks on desks.......... 68
  Name plates, desks.......... 65
  Stamps 64

VETO MESSAGES..........1745-1751